



Model Incorporation and Tax Exemption Documents for California Non-Profits

Chapter 2 – CALIFORNIA MODEL ARTICLES OF INCORPORATION FOR NONPROFIT PUBLIC BENEFIT CORPORATION

(with model cover letter for filing and with model name servervation request)

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California model name reservation request letter

[Date]

Secretary of State
Attention: Name Availability Unit
1500 11th Street, 3rd Floor
Sacramento, CA 95814

Re: Name Reservation Request

Dear Secretary:

Please reserve the first available name from the following list, listed in order of preference, for a 60-day period for use by a California corporation:

1. [First Choice: Name of Your Organization]
2. [Second Choice: Name of Your Organization]
3. [Third Choice: Name of your Organization]

Please send the certificate of reservation to:

[Your Name]
[Name of Your Organization]
[Mailing Address]
[Telephone Number]

Enclosed is a check in the amount of \$10.00 payable to the Secretary of State for the reservation fee.

Thank you for your prompt attention to this matter. Please contact me should any questions arise.

Sincerely,

[Your Name]

California model cover letter to file articles of incorporation for nonprofit corporation

[Date]

Secretary of State
Attention: Document Filing Support Unit
PO Box 944260
Sacramento, CA 94244-2600

Re: Request to File Articles of Incorporation

Dear Secretary:

Enclosed are the original and three copies of the Articles of Incorporation of _____ which are submitted for filing. Please forward one copy to the Attorney General and return two certified copies to me at:

[Your Name]
[Name of Your Organization]
[Mailing Address]
[Telephone Number]

Also enclosed is a check/money order for \$30.00 payable to the Secretary of State to cover the filing fee.

Thank you for your prompt attention to this matter. Please contact me should any questions arise.

Sincerely,

[Your Name]

California model articles of incorporation for nonprofit public benefit corporation

ARTICLES OF INCORPORATION OF _____

ARTICLE I

The name of this corporation is _____.

ARTICLE II

This corporation is a nonprofit public benefit corporation and is not organized for the private gain of any person. It is organized under the Nonprofit Public Benefit Corporation Law of California for charitable purposes.

A. The specific charitable purposes of this corporation are: [choose one or more]

1. To relieve the poor, distressed and underprivileged,
2. To lessen neighborhood tensions,
3. To reduce the burdens of government,
4. To combat community deterioration,
5. To lessen prejudice and discrimination,
6. To combat juvenile delinquency,

within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or corresponding section of any future federal tax code.

B. The general purposes and powers are to have and exercise all rights and powers conferred on nonprofit public benefit corporations under the laws of California, provided, however, that this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the primary purposes of this corporation.

ARTICLE III

The name and address in the State of California of this corporation's initial agent for service of process is _____.

ARTICLE IV

A. This corporation is organized and operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (i) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), or (ii) by a

corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law).

- B. No substantial part of the activities of this corporation shall consist of the carrying on of propaganda or otherwise attempting to influence legislation, nor shall this corporation participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of (or in opposition to) any candidate for public office.

ARTICLE V

The property of this corporation is irrevocably dedicated to charitable purposes and no part of the net income or assets of this corporation shall ever inure to the benefit of any director, officer, or member thereof or to the benefit of any private person. Upon the dissolution or winding up of the corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of this corporation shall be distributed to a nonprofit fund, foundation or corporation which is organized and operated exclusively for charitable purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code.

Dated: _____

(Signature of Incorporator)

(Typed Name of Incorporator)

I hereby declare that I am the person who executed the foregoing Articles of Incorporation, which execution is my act and deed.

(Signature of Incorporator)