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ARTICLES OF INCORPORATION
OF
MONTGOMERY COUNTY COMMUNITY COLLEGE (PA) LEGACY FUND

ARTICLE 1. The name of the Corporation is Montgomery County Community College (PA) Legacy Fund (the "Corporation").

ARTICLE 2. The location and mailing address of the initial registered office of the Corporation in the Commonwealth of Pennsylvania is 340 DeKalb Pike, Blue Bell, Montgomery County, Pennsylvania, 19422.

ARTICLE 3. The Corporation is incorporated under the Nonprofit Corporation Law of 1988 of the Commonwealth of Pennsylvania exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (or the corresponding provision of any successor United States Internal Revenue Law) (the "Code"). In carrying out its charitable purposes, the Corporation shall operate solely for the benefit of Montgomery County Community College (the "Member"). In furtherance of the Corporation's purposes, the Corporation will engage in charitable activities, including, but not limited to: (a) providing grants, scholarships and financial assistance to the Member and its students; (b) supporting academic programs, faculty development and campus initiatives that enhance the quality and accessibility of education at the Member; (c) promoting community awareness, engagement and partnerships that further the mission and values of the Member; (d) facilitating capital projects and improvements that benefit the Member and its students; (e) encouraging philanthropic giving and long-term financial stability through endowments and planned giving programs on behalf of the Member; and (f) making distributions for charitable purposes.

ARTICLE 4. All activities of the Corporation shall be subject to the following restrictions:

A. Except as otherwise provided herein, no substantial part of the activities of the Corporation shall be the carrying on of propaganda or attempting to influence legislation.

B. The Corporation shall not participate 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.

C. The Corporation shall neither have nor exercise any power, nor shall it engage directly or indirectly in any activity that would invalidate its status (1) as a corporation that is exempt from federal income tax and described in Code Section 501(c)(3), or (2) as a corporation, contributions to which are deductible under Code Section 170(c)(2).

D. The Corporation does not contemplate pecuniary gain or profit, incidental or otherwise, to its directors, officers or other private persons or enterprises organized for profit, and no part of the net earnings of the Corporation shall inure to the benefit of, or be distributed to, any such person or enterprise, except that the Corporation shall be authorized and empowered

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to pay reasonable compensation for goods and services rendered and make payments and distributions in furtherance of the purposes set forth in Article 3 hereof.

E. It is intended that this Corporation shall have and continue to have the status of an organization which is exempt from federal income tax under Code Section 501(a) and described in Code Section 501(c)(3). All terms and provisions of these Articles of Incorporation and the Bylaws of the Corporation, and all operations of the Corporation, shall be construed, applied and carried out in accordance with this intent. If the Corporation is subject, or ever becomes subject, to the private foundation rules of the Code, the Corporation shall: (1) distribute its income for each tax year at such time and in such manner so that it will not become subject to the tax on undistributed income imposed by Code Section 4942; (2) not engage in any act of self-dealing as defined in Code Section 4941(d); (3) not retain any excess business holdings as defined in Code Section 4943(c); (4) not make any investments in a manner that would subject it to tax under Code Section 4944; and (5) not make any taxable expenditures as defined in Code Section 4945(d).

ARTICLE 5. The term for which the Corporation is to exist is perpetual.

ARTICLE 6. The Corporation is organized upon a nonstock basis.

ARTICLE 7. The Corporation shall have one (1) member: Montgomery County Community College.

ARTICLE 8. Upon the dissolution of the Corporation, the Corporation's board of directors, after paying or making provisions for the payment of all of the liabilities and obligations of the Corporation, shall distribute all of the assets of the Corporation to the Member. In the event the Member does not exist at such time, then the Corporation's board of directors shall distribute all of the assets of the Corporation to one or more Code Section 501(c)(3) organizations, as the Corporation's board of directors shall determine, or to the federal government or a state or local government for a public purpose. No portion of the assets shall inure to the benefit of any director of the Corporation, any officer of the Corporation, any other private person or any enterprise organized for profit.

ARTICLE 9. The name and post office address of the incorporator of the Corporation (the "Incorporator") is: Dr. Victoria L. Bastecki-Perez, 340 DeKalb Pike, Blue Bell, PA 19422.

IN WITNESS WHEREOF, the Incorporator has signed these Articles of Incorporation this 11th day of July, 2025.

**MONTGOMERY COUNTY COMMUNITY
COLLEGE (PA) LEGACY FUND**

By: 

Dr. Victoria L. Bastecki-Perez, Incorporator