

# Diocesan Institutions

## *Canons 17.02*

*Resolved*, that Canon XVII, Sections 17.02, 17.03, 17.04, 17.06, 17.08, and 17.10 of the Canons of the Diocese of California be amended as follows (deletions in ~~bold strikethrough text~~, insertions in ***bold italic text***):

### **Sec. 17.02. Purposes.**

*The Convention may recognize an* ~~An~~ entity formed for any *religious*, charitable, or educational purpose ~~may be recognized~~ as a Diocesan Institution.

### **Sec. 17.03. Qualification.**

*The Convention may recognize a* ~~A~~ group or entity ~~may be recognized~~ as a Diocesan Institution ~~by Convention~~ if the Bishop and Standing Committee have first recommended such action and the Chancellor has certified that its articles of incorporation and bylaws meet the requirements of this Canon.

### **Sec. 17.04. Corporate Requirements.**

Each Diocesan Institution shall be a corporation in good standing under the Nonprofit Corporation Law of California. Except as otherwise provided ~~herein in this Canon XVII~~, the articles of incorporation or bylaws of each Diocesan Institution shall provide that:

- (a) The Bishop, or some other person appointed by the Bishop, shall be a member of the governing board;
- (b) At least a majority of the members of the governing board shall be Clerics Canonically Resident in the Diocese or persons eligible, under Article VI, Section 6.4, of the Constitution of the Diocese, for election as Delegates to the Convention;
- (c) *No person shall be elected or appointed to the governing board without the prior written consent of the Bishop and the Standing Committee; and*
- (d) *No amendment to the articles of incorporation or bylaws shall take effect without the prior written consent of the Bishop and the Standing Committee.*

### **Sec. 17.06. Reports.**

*Within ten (10) days after any Diocesan Institution files a*

*Form 990 information return with the Internal Revenue Service or a registration or registration renewal with the California Attorney General's Registry of Charitable Trusts, it must submit a copy to the Bishop and the Standing Committee. Whenever the California Nonprofit Corporation Law requires a Diocesan Institution to request the California Attorney General's consent the Diocesan Institution must, not later than ten (10) days before doing so, submit a copy of that request to the Bishop and the Standing Committee. Within ten days after any Diocesan Institution amends its articles of incorporation or bylaws, it must submit a copy to the Bishop and the Standing Committee.* The Bishop or Standing Committee may require annual or special reports from any Diocesan Institution regarding the composition of its Board ~~and~~ or its business and affairs to insure congruence between the mission and interests of the Diocese and the Diocesan Institution.

**Sec. 17.08. List of Institutions.**

The Secretary of Convention shall ~~certify~~ **report** the names of all Diocesan Institutions in the Journal of Convention.

**Sec. 17.10. Exceptions.**

This Canon XVII shall not apply to organizations authorized by religious communities, to organizations chartered by the Diocesan Corporation, or to a parish, a mission, the Cathedral, The Episcopal Church, or the Eighth Province of The Episcopal Church. ***Unless another canon expressly provides otherwise, the*** ~~The~~ only ***Diocesan*** canons applicable to Diocesan Institutions are found in this Canon XVII.