

**Short Form
Return of Organization Exempt from Income Tax**

2001

Department of the Treasury
Internal Revenue Service

Under Section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code
(except black lung benefit trust or private foundation)
▶ For organizations with gross receipts less than \$100,000 and total assets less than \$250,000 at the end of the year

▶ The organization may have to use a copy of this return to satisfy state reporting requirements

Open to Public
- Inspection

A For the 2001 calendar year, or tax year beginning 2001, and ending 20

B Check if applicable:
 Address change
 Name change
 Initial return
 Final return
 Amended return
 Application pending

C Please use IRS label or print or type. See specific instructions.
Spina Bifida Association of Wisconsin Inc
 830 N 109th Street #6
 Wauwatosa, WI 53226-3754

D Employer Identification Number
39-1594831

E Telephone Number
414-607-9061

F Enter 4 digit (GEN) ▶

G Accounting method Cash Accrual
 Other (specify) ▶

H Check if the organization is not required to attach Schedule B (Form 990, 990 EZ, or 990 PF)

I Web site: ▶ N/A

J Organization type (check only one) – 501(c) (3) (insert no) 4947(a)(1) or 527

K Check if the organization's gross receipts are normally not more than \$25,000. The organization need not file a return with the IRS, but if the organization received a Form 990 Package in the mail, it should file a return without financial data. **Some states require a complete return**

L Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts, if \$100,000 or more, file Form 990 instead of Form 990-EZ. ▶ \$ 99,377

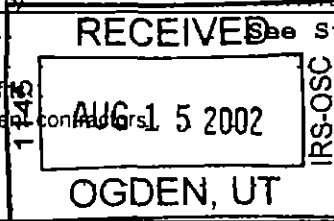
Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances (see instructions)

1	Contributions, gifts, grants, and similar amounts received	1	93,587
2	Program service revenue including government fees and contracts	2	
3	Membership dues and assessments	3	
4	Investment income	4	5,790
5a	Gross amount from sale of assets other than inventory		
5b	Less cost or other basis and sales expenses		
5c	c Gain or (loss) from sale of assets other than inventory (line 5a less line 5b) (attach schedule)	5c	
6	Special events and activities (attach schedule)		
6a	a Gross revenue (not including \$ _____ of contributions reported on line 1)		
6b	b Less direct expenses other than fundraising expenses		
6c	c Net income or (loss) from special events and activities (line 6a less line 6b)	6c	
7a	7a Gross sales of inventory, less returns and allowances		
7b	b Less cost of goods sold		
7c	c Gross profit or (loss) from sales of inventory (line 7a less line 7b)	7c	
8	8 Other revenue (describe ▶ _____)	8	
9	9 Total revenue (add lines 1, 2, 3, 4, 5c, 6c, 7c and 8)	9	99,377
10	10 Grants and similar amounts paid (attach schedule)	10	6,673
11	11 Benefits paid to or for members	11	
12	12 Salaries, other compensation, and employee benefits	12	31,341
13	13 Professional fees and other payments to independent contractors	13	2,825
14	14 Occupancy, rent, utilities, and maintenance	14	3,600
15	15 Printing, publications, postage and shipping	15	5,373
16	16 Other expenses (describe ▶ <u>See Statement 2</u>)	16	48,226
17	17 Total expenses (add lines 10 through 16)	17	98,038
18	18 Excess or (deficit) for the year (line 9 less line 17)	18	1,339
19	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	152,781
20	20 Other changes in net assets or fund balances (attach explanation)	20	
21	21 Net assets or fund balances at end of year (combine lines 18 through 20)	21	154,120

Part II Balance Sheets – If total assets on line 25, column (B) are \$250,000 or more, file Form 990 instead of Form 990-EZ (See instructions)

	(A) Beginning of year	(B) End of year
22 Cash, savings, and investments	146,430	149,759
23 Land and buildings		
24 Other assets (describe ▶ <u>See Statement 3</u>)	6,684	6,450
25 Total assets	153,114	156,209
26 Total liabilities (describe ▶ <u>See Statement 4</u>)	333	2,088
27 Net assets or fund balances (line 27 of column (B) must agree with line 21)	152,781	154,120

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Part III Statement of Program Service Accomplishments (see instructions)		Expenses (Required for 501(c)(3) and (4) organizations and 4947(a)(1) trusts, optional for others)	
What is the organization's primary exempt purpose? <u>See Statement 5</u> Describe what was achieved in carrying out the organization's exempt purposes in a clear and concise manner, describe the services provided, the number of persons benefited, or other relevant information for each program title			
28	<u>See Statement 6</u> ----- ----- (Grants \$ <u>6,673</u>)	28a	
29	----- ----- (Grants \$)	29a	
30	----- ----- (Grants \$)	30a	
31	Other program services (attach schedule) (Grants \$)	31a	
32	Total program service expenses (add lines 28a through 31a)	32	

Part IV List of Officers, Directors, Trustees, and Key Employees (List each one even if not compensated See instructions)				
(A) Name and address	(B) Title and average hours per week devoted to position	(C) Compensation (if not paid, enter -0-)	(D) Contributions to employee benefit plans and deferred compensation	(E) Expense account and other allowances
<u>See Statement 7</u> ----- -----		0	0	0
----- -----				
----- -----				

Part V Other Information (Note the attachment requirement in the instructions)		See Statement 8	Yes	No
33	Did the organization engage in any activity not previously reported to the IRS? If 'Yes,' attach a detailed description of each activity			X
34	Were any changes made to the organizing or governing documents but not reported to the IRS? If 'Yes,' attach a conformed copy of the changes		X	
35	If the organization had income from business activities, such as those reported on lines 2, 6, and 7 (among others), but not reported on Form 990-T, attach a statement explaining your reason for not reporting the income on Form 990-T			
	a Did the organization have unrelated business gross income of \$1,000 or more or 6033(e) notice, reporting, and proxy tax requirements?			X
	b If 'Yes,' has it filed a tax return on Form 990-T for this year?			N/A
36	Was there a liquidation, dissolution, termination, or substantial contraction during the year? (If 'Yes,' attach a statement)			X
37a	Enter amount of political expenditures, direct or indirect, as described in the instructions.	37a	0	
	b Did the organization file Form 1120-POL for this year?			X
38a	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 unpaid at the start of the period covered by this return?			X
	b If 'Yes,' attach the schedule specified in the line 38 instructions and enter the amount involved	38b	N/A	
39	501(c)(7) organizations Enter a Initiation fees and capital contributions included on line 9	39a	N/A	
	b Gross receipts, included on line 9, for public use of club facilities	39b	N/A	
40a	501(c)(3) organizations Enter Amount of tax imposed on the organization during the year under Section 4911 ▶ 0, Section 4912 ▶ 0, Section 4955 ▶ 0			
	b 501(c)(3) and (4) organizations Did the organization engage in any Section 4958 excess benefit transaction during the year or did it become aware of an excess benefit transaction from a prior year? If 'Yes,' attach an explanation			X
	c Amount of tax imposed on organization managers or disqualified persons during the year under 4912, 4955, and 4958		0	
	d Enter Amount of tax on line 40c, above, reimbursed by the organization		0	
41	List the states with which a copy of this return is filed ▶ Wisconsin			
42	The books are in care of ▶ Thomas R Tobin Telephone no ▶ 414-464-3100 Located at ▶ 9137 W Lisbon Ave Milwaukee, WI ZIP + 4 ▶ 53222-2722			
43	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of Form 1041 - Check here ▶ <input type="checkbox"/> N/A			
	and during the tax year ▶ 43			N/A

I have prepared this return and accompanying schedules and statements and to the best of my knowledge and belief it is based on all information of which preparer has any knowledge

8/8/02 MARY-A PERSON

Schedule A
(Form 990 or 990-EZ)

**Organization Exempt Under
Section 501(c)(3)**

OMB No 1545-0047

(Except Private Foundation) and Section 501(e), 501(f), 501(k), 501(n), or Section 4947(a)(1)
Nonexempt Charitable Trust Supplementary Information - (See separate instructions)

2001

Supplementary Information - (see separate instructions)

▶ Must be completed by the above organizations and attached to their Form 990 or 990-EZ.

Department of the Treasury
Internal Revenue Service

Name of the Organization **Spina Bifida Association of Wisconsin Inc.** Employer Identification Number **39-1594831**

Part I Compensation of the Five Highest Paid Employees Other Than Officers, Directors, and Trustees
(See instructions List each one If there are none, enter 'None')

(a) Name and address of each employee paid more than \$50,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans & deferred compensation	(e) Expense account and other allowances
None				
Total number of other employees paid over \$50,000	0			

Part II Compensation of the Five Highest Paid Independent Contractors for Professional Services
(See instructions List each one (whether individuals or firms) If there are none, enter 'None')

(a) Name and address of each independent contractor paid more than \$50,000	(b) Type of service	(c) Compensation
None		
Total number of others receiving over \$50,000 for professional services	0	

Part III. Statements About Activities (See instructions)

	Yes	No
<p>1 During the year, has the organization attempted to influence national, state, or local legislation, including any attempt to influence public opinion on a legislative matter or referendum? If 'Yes,' enter the total expenses paid or incurred in connection with the lobbying activities \$ _____ N/A _____ (Must equal amounts on line 38, Part VI-A, or line 1 of Part VI-B)</p> <p>Organizations that made an election under section 501(h) by filing Form 5768 must complete Part VI-A. Other organizations checking 'Yes,' must complete Part VI-B and attach a statement giving a detailed description of the lobbying activities.</p>		X
<p>2 During the year, has the organization, either directly or indirectly, engaged in any of the following acts with any substantial contributors, trustees, directors, officers, creators, key employees, or members of their families, or with any taxable organization with which any such person is affiliated as an officer, director, trustee, majority owner, or principal beneficiary? (If the answer to any question is 'Yes,' attach a detailed statement explaining the transactions.)</p> <p>a Sale, exchange, or leasing of property?</p>		X
<p>b Lending of money or other extension of credit?</p>		X
<p>c Furnishing of goods, services, or facilities?</p>		X
<p>d Payment of compensation (or payment or reimbursement of expenses if more than \$1,000)?</p>		X
<p>e Transfer of any part of its income or assets?</p>		X
<p>3 Does the organization make grants for scholarships, fellowships, student loans, etc? (See Note below)</p>	X	
<p>4 Do you have a section 403(b) annuity plan for your employees?</p>		X
<p>Note Attach a statement to explain how the organization determines that individuals or organizations receiving grants or loans from it in furtherance of its charitable programs 'qualify' to receive payments</p>		

Part IV. Reason for Non-Private Foundation Status (See instructions)

The organization is not a private foundation because it is (please check only **One** applicable box)

- 5** A church, convention of churches, or association of churches Section 170(b)(1)(A)(i)
- 6** A school Section 170(b)(1)(A)(ii) (Also complete Part V)
- 7** A hospital or a cooperative hospital service organization Section 170(b)(1)(A)(iii)
- 8** A federal, state or local government or governmental unit Section 170(b)(1)(A)(v)
- 9** A medical research organization operated in conjunction with a hospital Section 170(b)(1)(A)(iii) Enter the hospital's name, city, and state ▶ _____
- 10** An organization operated for the benefit of a college or university owned or operated by a governmental unit Section 170(b)(1)(A)(iv) (Also complete the **Support Schedule** in Part IV-A)
- 11 a** An organization that normally receives a substantial part of its support from a governmental unit or from the general public Section 170(b)(1)(A)(vi) (Also complete the **Support Schedule** in Part IV-A)
- 11 b** A community trust Section 170(b)(1)(A)(vi) (Also complete the **Support Schedule** in Part IV-A)
- 12** 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 charitable, etc, 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) (Also complete the **Support Schedule** in Part IV-A)
- 13** An organization that is not controlled by any disqualified persons (other than foundation managers) and supports organizations described in **(1)** lines 5 through 12 above, or **(2)** section 501(c)(4) (5), or (6), if they meet the test of section 509(a)(2) (See section 509(a)(3))

Provide the following information about the supported organizations (See instructions)

(a) Name(s) of supported organization(s)	(b) Line number from above

- 14** An organization organized and operated to test for public safety Section 509(a)(4) (See instructions)

Part IV-A Support Schedule (Complete only if you checked a box on line 10, 11, or 12) *Use cash method of accounting*

Note. You may use the worksheet in the instructions for converting from the accrual to the cash method of accounting

Calendar year (or fiscal year beginning in)	(a) 2000	(b) 1999	(c) 1998	(d) 1997	(e) Total
15 Gifts, grants, and contributions received (Do not include unusual grants. See line 28.)	80,533	81,479	78,248	52,463	292,723
16 Membership fees received					
17 Gross receipts from admissions, merchandise sold or services performed, or furnishing of facilities in any activity that is related to the organization's charitable, etc., purpose					
18 Gross income from interest, dividends, amounts received from payments on securities loans (Section 512(a)(5)), rents, royalties, and unrelated business taxable income (less Section 511 taxes) from businesses acquired by the organization after June 30, 1975	7,683	4,494	2,248	1,395	15,820
19 Net income from unrelated business activities not included in line 18					
20 Tax revenues levied for the organization's benefit and either paid to it or expended on its behalf					
21 The value of services or facilities furnished to the organization by a governmental unit without charge. Do not include the value of services or facilities generally furnished to the public without charge.					
22 Other income. Attach a schedule. Do not include gain or (loss) from sale of capital assets.					
23 Total of lines 15 through 22	88,216	85,973	80,496	53,858	308,543
24 Line 23 minus line 17	88,216	85,973	80,496	53,858	308,543
25 Enter 1% of line 23	882	860	805	539	
26 Organizations described on lines 10 or 11:	<p>a Enter 2% of amount in column (e), line 24 N/A</p> <p>b Prepare a list for your records to show the name of and amount contributed by each person (other than a governmental unit or publicly supported organization) whose total gifts for 1997 through 2000 exceeded the amount shown in line 26a. Do not file this list with your return. Enter the total of all these excess amounts.</p> <p>c Total support for Section 509(a)(1) test. Enter line 24, column (e).</p> <p>d Add: Amounts from column (e) for lines 18 _____ 19 _____ 22 _____ 26b _____</p> <p>e Public support (line 26c minus line 26d total)</p> <p>f Public support percentage (line 26e (numerator) divided by line 26c (denominator))</p>				<p>26a _____</p> <p>26b _____</p> <p>26c _____</p> <p>26d _____</p> <p>26e _____</p> <p>26f _____ %</p>
27 Organizations described on line 12:	<p>a For amounts included in lines 15, 16, and 17 that were received from a 'disqualified person,' prepare a list for your records to show the name of, and total amounts received in each year from, each 'disqualified person.' Do not file this list with your return. Enter the sum of such amounts for each year.</p> <p>(2000) _____ (1999) _____ (1998) _____ (1997) _____</p> <p>b For any amount included in line 17 that was received from each person (other than 'disqualified persons'), prepare a list for your records to show the name of, and amount received for each year, that was more than the larger of (1) the amount on line 25 for the year or (2) \$5,000. (Include in the list organizations described in lines 5 through 11, as well as individuals.) Do not file this list with your return. After computing the difference between the amount received and the larger amount described in (1) or (2), enter the sum of these differences (the excess amounts) for each year.</p> <p>(2000) _____ (1999) _____ (1998) _____ (1997) _____</p> <p>c Add: Amounts from column (e) for lines 15 _____ 16 _____ 17 _____ 20 _____ 21 _____</p> <p>d Add: Line 27a total _____ and line 27b total _____</p> <p>e Public support (line 27c total minus line 27d total)</p> <p>f Total support for section 509(a)(2) test. Enter amount from line 23, column (e)</p> <p>g Public support percentage (line 27e (numerator) divided by line 27f (denominator))</p> <p>h Investment income percentage (line 18, column (e) (numerator) divided by line 27f (denominator))</p>				<p>27c 292,723</p> <p>27d 800</p> <p>27e 291,923</p> <p>27f 308,543</p> <p>27g 94.61 %</p> <p>27h 5.13 %</p>
28 Unusual Grants For an organization described in line 10, 11, or 12 that received any unusual grants during 1997 through 2000, prepare a list for your records to show, for each year, the name of the contributor, the date and amount of the grant, and a brief description of the nature of the grant. Do not file this list with your return. Do not include these grants in line 15.					

Part V. Private School Questionnaire (See instructions)
 (To be completed Only by schools that checked the box on line 6 in Part IV)

		N/A	
		Yes	No
29	Does the organization have a racially nondiscriminatory policy toward students by statement in its charter, bylaws, other governing instrument, or in a resolution of its governing body?		
30	Does the organization include a statement of its racially nondiscriminatory policy toward students in all its brochures, catalogues, and other written communications with the public dealing with student admissions, programs, and scholarships?		
31	Has the organization publicized its racially nondiscriminatory policy through newspaper or broadcast media during the period of solicitation for students, or during the registration period if it has no solicitation program, in a way that makes the policy known to all parts of the general community it serves? If 'Yes,' please describe, if 'No,' please explain (If you need more space, attach a separate statement) ----- ----- -----		
32 a	Does the organization maintain the following a Records indicating the racial composition of the student body, faculty, and administrative staff?		
32 b	b Records documenting that scholarships and other financial assistance are awarded on a racially nondiscriminatory basis?		
32 c	c Copies of all catalogues, brochures, announcements, and other written communications to the public dealing with student admissions, programs, and scholarships?		
32 d	d Copies of all material used by the organization or on its behalf to solicit contributions? If you answered 'No' to any of the above, please explain (If you need more space, attach a separate statement) ----- -----		
33	Does the organization discriminate by race in any way with respect to		
33 a	a Students' rights or privileges?		
33 b	b Admissions policies?		
33 c	c Employment of faculty or administrative staff?		
33 d	d Scholarships or other financial assistance?		
33 e	e Educational policies?		
33 f	f Use of facilities?		
33 g	g Athletic programs?		
33 h	h Other extracurricular activities? If you answered 'Yes' to any of the above please explain (If you need more space, attach a separate statement) ----- ----- -----		
34 a	Does the organization receive any financial aid or assistance from a governmental agency?		
34 b	Has the organization's right to such aid ever been revoked or suspended? If you answered 'Yes' to either 34a or b, please explain using an attached statement		
35	Does the organization certify that it has complied with the applicable requirements of sections 4 01 through 4 05 of Rev Proc 75-50, 1975-2 C B 587, covering racial nondiscrimination? If 'No,' attach an explanation		

Part VI-A Lobbying Expenditures by Electing Public Charities (See instructions)
 (To be completed Only by an eligible organization that filed Form 5768)

N/A

Check **a** if the organization belongs to an affiliated group Check **b** if you checked **a** and 'limited control' provisions apply

Limits on Lobbying Expenditures

(The term 'expenditures' means amounts paid or incurred)

	(a) Affiliated group totals	(b) To be completed for all electing organizations
36 Total lobbying expenditures to influence public opinion (grassroots lobbying)	36	
37 Total lobbying expenditures to influence a legislative body (direct lobbying)	37	
38 Total lobbying expenditures (add lines 36 and 37)	38	
39 Other exempt purpose expenditures	39	
40 Total exempt purpose expenditures (add lines 38 and 39)	40	
41 Lobbying nontaxable amount Enter the amount from the following table –		
If the amount on line 40 is –		
Not over \$500,000		20% of the amount on line 40
Over \$500,000 but not over \$1,000,000		\$100,000 plus 15% of the excess over \$500,000
Over \$1,000,000 but not over \$1,500,000		\$175,000 plus 10% of the excess over \$1,000,000
Over \$1,500,000 but not over \$17,000,000		\$225,000 plus 5% of the excess over \$1,500,000
Over \$17,000,000		\$1,000,000
42 Grassroots nontaxable amount (enter 25% of line 41)	42	
43 Subtract line 42 from line 36 Enter 0- if line 42 is more than line 36	43	
44 Subtract line 41 from line 38 Enter 0 if line 41 is more than line 38	44	

Caution If there is an amount on either line 43 or line 44 you must file Form 4720

4-Year Averaging Period Under Section 501(h)

(Some organizations that made a section 501(h) election do not have to complete all of the five columns below
 See the instructions for lines 45 through 50)

Lobbying Expenditures During 4-Year Averaging Period

Calendar year (or fiscal year beginning in) ▶	(a) 2001	(b) 2000	(c) 1999	(d) 1998	(e) Total
45 Lobbying nontaxable amount					
46 Lobbying ceiling amount (150% of line 45(e))					
47 Total lobbying expenditures					
48 Grassroots non-taxable amount					
49 Grassroots ceiling amount (150% of line 48(e))					
50 Grassroots lobbying expenditures					

Part VI-B Lobbying Activity by Nonelecting Public Charities

(For reporting only by organizations that did not complete Part VI A) (See instructions)

N/A

During the year, did the organization attempt to influence national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum through the use of

- a Volunteers
- b Paid staff or management (include compensation in expenses reported on lines c through h)
- c Media advertisements
- d Mailings to members, legislators, or the public
- e Publications, or published or broadcast statements
- f Grants to other organizations for lobbying purposes
- g Direct contact with legislators, their staffs, government officials, or a legislative body
- h Rallies, demonstrations, seminars conventions, speeches, lectures, or any other means
- i Total lobbying expenditures (add lines c through h)

Yes	No	Amount

If 'Yes' to any of the above also attach a statement giving a detailed description of the lobbying activities

Application for Extension of Time to File an Exempt Organization Return

Department of the Treasury
Internal Revenue Service

▶ File a separate application for each return

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box
- If you are filing for an **Additional (not automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form)

Note Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868

Part I Automatic 3-Month Extension of Time — Only submit original (no copies needed)
Note Form 990-T corporations requesting an automatic 6 month extension — check this box and complete Part I only

All other corporations (including Form 990 C filers) must use Form 7004 to request an extension of time to file income tax returns Partnerships REMICs and trusts must use Form 8736 to request an extension of time to file Form 1065 1066 or 1041

Type or print File by the due date for filing your return See instructions	Name of Exempt Organization Wisconsin Inc Spina Bifida Association of	Employer Identification Number 39-1594831
	Number Street and Poom or Suite Number If a P O Box see instructions 830 N 109th Street #6	State ZIP Code
	City Town or Post Office For a foreign address see instructions Wauwatosa, WI 53226-3754	

Check type of return to be filed (file a separate application for each return)

- | | | |
|--|--|------------------------------------|
| <input checked="" type="checkbox"/> Form 990 | <input type="checkbox"/> Form 990 T (corporation) | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990 BL | <input type="checkbox"/> Form 990-T (Section 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990 EZ | <input type="checkbox"/> Form 990 T (trust other than above) | <input type="checkbox"/> Form 6069 |
| <input type="checkbox"/> Form 990 PF | <input type="checkbox"/> Form 1041-A | <input type="checkbox"/> Form 8870 |

- If the organization does not have an office or place of business in the United States check this box
- If this is for a **group return**, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the **whole group** check this box If it is for part of the group, check this box and attach a list with the names and EINs of all members the extension will cover

1 I request an automatic 3 month (6-month for 990-T corporation) extension of time until 8/15 20 02, to file the exempt organization return for the organization named above The extension is for the organization's return for

▶ calendar year 20 01 or

▶ tax year beginning _____, 20 _____ and ending _____ 20 _____

2 If this tax year is for less than 12 months check reason Initial return Final return Change in accounting period


3a If this application is for Form 990 BL 990 PF 990 T, 4720, or 6069 enter the tentative tax, less any nonrefundable credits See instructions \$ _____ 0

b If this application is for Form 990 PF or 990 T enter any refundable credits and estimated tax payments made Include any prior year overpayment allowed as a credit \$ _____ 0

c **Balance Due** Subtract line 3b from line 3a Include your payment with this form or if required, deposit with FTD coupon or if required by using EFTPS (Electronic Federal Tax Payment System) See instructions \$ _____ 0

Signature and Verification

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 and that I am authorized to prepare this form

Signature  Title ▶ CRA Date ▶ 5/7/02

BAA For Paperwork Reduction Act Notice, see instructions.

5/23/02

10 43AM

Statement 1
Form 990-EZ, Part I, Line 10
Grants and Similar Amounts Paid

Specific Assistance to Individuals

See statement 7

Total Specific Assistance to Individuals \$ 6,673

Total Grants and Similar Amounts Paid \$ 6,673

Statement 2
Form 990-EZ, Part I, Line 16
Other Expenses

Advertising	\$	123
Bowling expense		485
Depreciation		1,549
Education		1,124
G O A L expenses		10,553
Insurance		796
Licenses & permits		25
Meals		1,061
National support - SBAA		7,388
Office expenses		6,190
Penalties		68
Registration exp - SBAA		4,640
Sprint expenses		8,312
Strategic plan & board develop		4,084
Telephone		1,443
Travel		385
Total	\$	<u>48,226</u>

Statement 3
Form 990-EZ, Part II, Line 24
Other Assets

	<u>Beginning</u>	<u>Ending</u>
Furniture and fixtures	\$ 5,913	\$ 4,364
Machinery and equipment	0.	635
Prepaid expenses and deferred charges	771	1,451
Total	\$ <u>6,684.</u>	\$ <u>6,450</u>

5/23/02

10 43AM

Statement 4
Form 990-EZ, Part II, Line 26
Total Liabilities

	<u>Beginning</u>	<u>Ending</u>
Accounts payable and accrued expenses	\$ 333	\$ 2,088
Total	<u>\$ 333</u>	<u>\$ 2,088</u>

Statement 5
Form 990-EZ, Part III
Organization's Primary Exempt Purpose

To enhance the lives and promote the dignity and well-being of those affected by Spina Bifida, to educate the public, and to foster the prevention of Spina Bifida

Statement 6
Form 990-EZ, Part III, Line 28
Statement of Program Service Accomplishments

<u>Description</u>	<u>Grants and Allocations</u>	<u>Program Service Expenses</u>
The newborn fund pays families of newborn children with Spina Bifida \$100 per child to help defray the additional costs incurred in caring for the child. The family is also given educational and medical literature regarding this condition.	800	
The family fund pays \$100 per year to families to help defray some of the extra expenses in caring for a person with Spina Bifida.	400	
Camperships pay up to \$500 per child to attend camp. This is a needed respite for both the family and the child. Besides ordinary camp activities, the campers learn much needed independence and develop their self-confidence.	5,089	
The education and recreation fund pays up to \$100 per family per year to pay for extra activities such as music lessons, computer classes, horseback riding lessons etc. as a means of helping the person develop self-confidence and improve their skill level.	384.	
One scholarship is awarded yearly to a person with Spina Bifida to pursue higher education opportunities at an accredited institution. The criteria are such that the person must make a written application and be active in the organization's activities. The person does not have to be a dues paying member of the Spina Bifida organization.		

Client 6455

Spina Bifida Association of
Wisconsin Inc.

39-1594831

5/23/02

10 43AM

Statement 6 (continued)
Form 990-EZ, Part III, Line 28
Statement of Program Service Accomplishments

Description	Grants and Allocations	Program Service Expenses
	\$ 6,673.	\$ 0

Statement 7
Form 990-EZ, Part IV
List of Officers, Directors, Trustees, and Key Employees

Name and Address	Title and Average Hours Per Week Devoted	Compen- sation	Contri- bution to EBP & DC	Expense Account/ Other
Mary Person 227 Oaklawn Ct Pewaukee, WI 53072	President & Dir 10	\$ 0	\$ 0	\$ 0
Joseph Boehmer 11013 Knightsbridge Dr Mequon, WI 53097	Director None	0	0	0
Karen Drzewiecki 5222 W Donna Dr Brown Deer, WI 53223	Director None	0	0	0
Thomas R Tobin 7671 Hwy WW West Bend, WI 53090-9343	Treas & Dir 5	0	0	0
Scott Kraemer P O Box 355 Waukesha, WI 53187-0355	Director None	0.	0	0
Mary Pat Pfeil 15215 Santa Monica Ct Brookfield, WI 53005	Director None	0	0	0
Karen Rauen 1460 E Friess Lake Dr Hubertus, WI 53033	Director None	0	0	0
Cheryl Adamczak N106 W16404 Fieldstone Pass Germantown, WI 53022	Secretary & Dir None	0	0	0
Bruce Kaufman P O Box 1997 Milwaukee, WI 53201	Director None	0	0	0

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Spina Bifida Association of
Wisconsin Inc.

39-1594831

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Statement 7 (continued)
Form 990-EZ, Part IV
List of Officers, Directors, Trustees, and Key Employees

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compen- sation</u>	<u>Contri- bution to EBP & DC</u>	<u>Expense Account/ Other</u>
Anne Mraz W300 N1725 Timberbrook Rd Pewaukee, WI 53072	Director 5	\$ 0	\$ 0.	\$ 0
Andrew Niebler 2008 N 71st St Wauwatosa, WI 53213	Director None	0	0	0
Total		<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>

Statement 8
Form 990-EZ, Part V
Regarding Transfers Associated with Personal Benefit Contracts

(a) Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? No

(b) Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract? No

2001

Federal Supplemental Information

Page 1

Client 6455

Spina Bifida Association of
Wisconsin Inc.

39-1594831

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Statement Regarding Schedule A, Part IV-A - Support Schedule

Prior year amounts were recorded as Membership Fees and Receipts From Admissions and Merchandise Sales This was an incorrect classification There were no prior year amounts for Membership Fees and Receipts From Admissions and Merchandise Sales These amounts have been properly reclassified as Gifts, Grants, and Contributions Received

**AMENDED BYLAWS
OF
SPINA BIFIDA ASSOCIATION OF WISCONSIN, INC.**

July 24, 2001

STATEMENT OF PURPOSE

Spina Bifida Association of Wisconsin, Inc is a nonprofit corporation operating as an educational and charitable organization The purpose of the organization is as follows

- a To enhance the lives and promote the dignity and well-being of those affected by spina bifida,
- b To educate the public about the number one, permanent disabler of newborns,
- c To foster the prevention of spina bifida,
- d To support the Spina Bifida Association of America and to operate as a co-operative group following the spirit and guidelines set forth by the National Organization
- e To encourage the care, treatment, education and social interaction of all persons with spina bifida and their families
- f To receive gifts, monies and hold fund raising activities to collect monies to be used to support the purposes of this organization
- g **PURPOSE CLAUSE** The Corporation is organized exclusively for charitable, educational, religious, or scientific purposes within the meaning of §501 (c)3 of the Internal Revenue Code

**ARTICLE 1
OFFICES AND NAME**

1 01 Name The name of the Corporation shall be Spina Bifida Association of Wisconsin, Inc , (hereinafter referred to as the "Corporation")

1 02 Principal Office The Corporation may have such principal and other offices, either within or without the State of Wisconsin, as the Board of Directors may designate or as the business of the Corporation may require from time to time

1 03 Registered Office The Corporation's registered agent may be changed from time to time by or under the authority of the Board of Directors. The address of the Corporation's registered agent may be changed from time to time by or under the authority of the Board of Directors, or by the registered agent. The registered office of the Corporation required by the Wisconsin Statutes to be maintained in the State of Wisconsin may be, but need not be, identical with the principal office in the State of Wisconsin. The business office of the registered agent of the Corporation shall be identical to such registered office.

ARTICLE II MEMBERSHIP

The Corporation may have non-voting members who shall be parents or guardians of persons with spina bifida, as well as, persons afflicted with spina bifida who have attained the age of at least sixteen (16) years of age and others who have an interest in spina bifida. A person shall qualify as a member upon payment of the annual fee set forth by the Board of Directors. Members shall be entitled to receive the Corporation newsletter and such other benefits as the Board of Directors determines.

ARTICLE III BOARD OF DIRECTORS

3 01 General Powers The Corporation's powers shall be exercised by or under the authority of, and its business and affairs shall be managed under the direction of its Board of Directors, subject to any limitation set forth in the Articles of Incorporation.

3 02 Tenure, Number and Qualifications Subject to the provisions in the Articles of Incorporation, the number of Directors shall not be less than three (3) nor more than twelve (12). Each Director shall hold office for a two-year term. The terms shall be such that no more than one-half (½) of the Directors' terms shall expire at the Annual Meeting. The Directors shall be classified with respect to time for which they shall hold office by dividing them into two (2) classes, each class consisting of not more than one-half (½) of the Directors. The Directors of the first class shall hold office for an initial term of one (1) year and the Directors of the second class for an initial term of two (2) years. At each Annual Meeting of the Directors, the successors to the class of Directors whose term then expires shall be elected to hold office for a term of two (2) years. In the event of an increase in the number of Directors, the remaining Directors shall assign the newly created directorships to the appropriate class so that the two (2) classes of Directors shall continue to consist of, as nearly as possible, the same number of Directors. Any Director may resign at any time by filing his or her written resignation with the Secretary of the Corporation. Any Director may be removed from office with or without cause by an affirmative vote of a majority of the Directors taken at a Special Meeting of the Board of Directors called for that purpose. If any Director fails to attend three (3) consecutive duly called meetings without providing prior notification either to the President or Executive Director, that Director shall be deemed to have resigned, and the Secretary shall send that individual and the Board a notice of that

resignation Vacancies to be filled due to the death, resignation or removal of a Director shall be filled by a majority vote of the Directors then in office at any meeting of the Board of Directors duly held where a quorum is present as the first item on the agenda of the meeting The newly elected Director shall hold office for the duration of the term of the Director whose vacancy the newly elected Director filled The Board of Directors may choose not to fill a vacancy caused by the death, resignation or removal of a Director except if such vacancy results in the number Directors being less than three (3) Election to the Board of Directors shall follow this procedure

- a Any Director may nominate a prospective Director and will provide pertinent, relevant background information regarding the nominee
- b Nominees to the Board will be evaluated by the current Directors by considering any or all of the following qualifications
 - (i) participation in and knowledge of the Corporation's purpose, practices and standards or other related knowledge, expertise or experience,
 - (ii) continuing community involvement in not-for-profit and/or other organizations, and
 - (iii) a report of the Executive Director
- c The notice of the next Regular or Special Meeting of the Board of Directors shall contain the information about the nominee

3 03 Annual Meeting The annual meeting of the Directors shall be held in each year on the third Thursday of March at 5 30 p m at the principal office of the Corporation or at such other time, date or place within thirty (30) days before or after said date as may be fixed by or under the authority of the Board of Directors, for the purpose of electing Directors and Officers, if necessary, and for the transaction of such other business as may come before the meeting Such annual meeting may be held without notice other than this Bylaw provision

3 04 Regular Meeting A regular meeting of the Board of Directors shall be held not less than once every quarter on the third Monday at 6 30 p m at the principal office of the Corporation or at such other time, date or place within ten (10) days before or after said date as may be fixed by or under the authority of the Board of Directors Such regular meetings if held at the time, date and place designated may be held without further notice other than this Bylaw provision

3 05 Special Meetings Special Meetings of the Board of Directors may be called by or at the request of the Executive Director, the President, the Secretary or any two Directors The person or persons authorized to call Special Meetings of the Board of Directors may fix any place, either within or without the State of Wisconsin, as the place for holding any Special Meeting of

the Board of Directors called by them and if no other place is fixed, the place of meeting shall be the principle office of the Corporation. Any meeting may be adjourned to reconvene at any place designated by vote of a majority of the Directors in attendance at the meeting.

3 06 Notice, Waiver Notice of each meeting of the Board of Directors (unless otherwise provided in these Bylaws) shall be given by written communication to each Director at his or her business personally, by first class mail or other means of written communication to each director at his or her business address or at such other address as such Director shall have designated in writing filed with the Secretary, not less than seventy-two (72) hours if by mail and not less than forty-eight (48) hours if by personal delivery, or facsimile, telegram or similar written communication prior to the date set for such meeting of the Board of Directors. Such notice is effective at the earliest of the following (a) when received, (b) if mailed, when deposited in the United States mail addressed to the Director at his or her address as it appears on the records of the corporation, with postage thereon prepaid, (c) if sent by private carrier, when deposited with the private carrier, addressed to the Director at his or her address as it appears on the records of the corporation, with delivery fees thereon prepaid, or (d) if sent by telegraph, teletype, facsimile or other form of wire or wireless communication, when transmission of the notice, addressed to the Director and with transmission charges prepaid, to a location previously designated by the Director in writing is completed. Whenever any notice is required to be given to any Director of the Corporation under the Articles of Incorporation or these Bylaws or any provision of law, a waiver thereof in writing, signed at any time, whether before or after the date and time stated in such notice, by the Director entitled to such notice, shall be deemed equivalent to the giving of such notice. The attendance or participation of a Director at a meeting shall constitute a waiver of notice of such meeting, except where a Director attends a meeting and promptly objects thereto holding the meeting or transacting business because the meeting is not lawfully called or convened and does not thereafter vote for or assent to action taken at the meeting. Neither the business to be transacted at, nor the purpose of any regular or special meeting of the Board of Directors need be specified in the notice of such meeting.

3 07 Quorum Except as otherwise provided by the Articles of Incorporation or these Bylaws, a majority of the number of Directors established pursuant to §3 02 hereof shall constitute a quorum for the transaction of business at any meeting of the Board of Directors. If, at any meeting of the Board of Directors there is less than a quorum present, a majority of those present may adjourn the meeting from time to time without further notice to any absent Director.

3 08 Manner of Acting The act of a majority of the Directors present at a meeting at which a quorum is present shall be the act of the Board of Directors, unless a greater number is required by law or by the Articles of Incorporation to these Bylaws.

3 09 Conduct of Meetings The Chairman of the Board of Directors, if there be one and he or she is present, or the President, or in his or her absence, the Vice President or, in their absence, any Director chosen by the Directors present, shall call meetings of the Board of Directors to order and shall act as chairman of the meeting. The Secretary of the Corporation

to pay to Directors rendering unusual or exceptional services to the Corporation special compensation appropriate to the value of such services

3 14 Unanimous Consent Without Meeting Any action required or permitted by the Articles of Incorporation, or these Bylaws, or any provision of law, to be taken by the Board of Directors or a committee thereof at a meeting or by resolution may be taken without a meeting if a consent in writing, setting forth the action so taken, shall be signed by all of the Directors or members of the committee then in office and retained by the Corporation. Such consent shall have the same force and effect as a unanimous vote, and may be stated as such in any resolution or in any document filed with the Wisconsin Secretary of State. Action taken without a meeting under this Section is effective when the last Director signs the consent, unless the consent specifies a different effective date.

3 15 Telephone Meetings Directors may participate in and hold meetings by means of a telephone conference call or similar communications arrangement by means of which all persons participating in the meeting can simultaneously hear each other during the meeting. Participation in such a meeting shall constitute presence in person at the meeting, except where a person participates in the meeting for the sole and express purpose of objecting to the transaction of any business on the ground that the meeting is not lawfully called or convened.

ARTICLE IV OFFICERS

4 01 Number The principal officers of the Corporation shall be a President (who must be a Director), an Executive Director, one or more Vice Presidents (who must be a Director), a Secretary (who must be a Director) and a Treasurer (who must be a Director), each of whom shall be elected by the Board of Directors. Such other officers and assistant officers as may be deemed necessary may be elected or appointed by the Board of Directors. Any two or more offices may be held by the same person, except the offices of President and Secretary and the offices of President and Vice President.

4 02 Election and Term of Office The officers of the Corporation shall be elected annually by the Board of Directors at the annual meeting of the Board of Directors. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Each officer shall hold office until his/her successor shall have been duly elected or until his/her death, or until he/she shall resign or shall have been removed in the manner hereinafter provided.

4 03 Removal Any officer or agent elected or appointed by the Board of Directors may be removed by the Board of Directors with or without cause whenever in its judgment the best interests of the Corporation will be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed. Election or appointment shall not of itself create contract rights.

4 04 Resignations Any officer may resign at any time by giving written notice to the Corporation, the Board of Directors, the President, or the Secretary Any such resignation shall take effect when the notice of resignation is delivered, unless the notice specifies a later effective date and the Corporation accepts the later effective date Unless otherwise specified in the notice of resignation, the acceptance of the resignation shall not be necessary to make it effective

4 05 Vacancies A vacancy in any principal office because of death, resignation, removal, disqualification or otherwise, shall be filled by the Board of Directors for the unexpired portion of the term

4 06 President The President of the Corporation shall when present, preside at all meetings of the Board of Directors, head all activities of the Corporation, supervise the Executive Director, supervise and assist all other staff and volunteers of the Corporation He/she shall have the authority, subject to such rules as may be prescribed by the Board of Directors to appoint such agents and prescribe their powers, duties and compensation, and delegate authority to them Such agents and employees shall hold office at the discretion of the Executive Director He/she shall have authority to sign, execute and acknowledge, on behalf of the Corporation, all deeds, mortgages, bonds, stock certificates, contracts, leases, reports and all other documents or instruments necessary or proper to be executed in the course of the Corporation's regular business, or which shall be authorized by resolution of the Board of Directors, and except as otherwise provided by law or the Board of Directors, he/she may authorize any Vice President or other Officer or Agent of the Corporation to sign, execute and acknowledge such documents or instruments in his/her place and stead

4 07 Executive Director The Executive Director shall be the principal executive officer of the Corporation and subject to the control of the Board of Directors and the President The Executive Director shall have the general and exclusive charge of management of the business and affairs of the Corporation In general, he/she shall perform all the duties incident to the office of Executive Director and General Manger of the Corporation and such other duties as may be prescribed by the Board of Directors from time to time The Executive Director shall be a nonvoting member of the Board of Directors, entitled to attend and speak at all Board Meetings

4 08 The Vice President In the absence of the President or in the event of his/her death, inability or refusal to act, the Vice President shall perform the duties of the President and, when so acting shall have all the powers of and be subject to all the restrictions upon the President The Vice President shall perform such other duties and have such authority as from time to time may be assigned to him/her by the President, Executive Director or by the Board of Directors

4 09 The Secretary The Secretary shall (a) keep the minutes of the Board of Directors' meetings in one or more books provided for that purpose, (b) see that all notices are duly given in accordance with the provisions of these Bylaws or as required by law, (c) be custodian of the corporate records and of the seal of the Corporation and see that the seal of the Corporation is affixed to all documents, the execution of which on behalf of the Corporation under its seal is duly

authorized, (d) in general, perform all duties incident to the office of Secretary and have such other duties and exercise such authority as from time to time may be delegated or assigned to him/her by the President, Executive Director or by the Board of Directors

4 10 The Treasurer The Treasurer shall (a) have charge and custody of and be responsible for all funds and securities of the Corporation, receive and give receipts for moneys due and payable to the Corporation from any sources whatsoever, and deposit all such moneys in the name of the Corporation in such banks, trust companies or other depositories as shall be selected by the Board of Directors, and (b) in general, perform all of the duties incident to the office of Treasurer and have such other duties and exercise such other authority as from time to time may be delegated or assigned to him/her by the President, Executive Director or by the Board of Directors He/she may be required to give bond for the faithful performance of his/her duties, in such sum and with such sureties as the Board of Directors may require

4 11 Other Assistants and Acting Officers The Board of Directors shall have the power to appoint any person to act as assistant to officers, or to perform the duties of such officer whenever for any reason it is impracticable for such officer to act personally, and such assistant or acting officer appointed by the Board of Directors shall have the power to perform all the duties of the office to which he/she is so appointed to be assistant, or as to which he/she is so appointed to act, except as such power may be otherwise defined or restricted by the Board of Directors

4 12 Salaries The Board of Directors may fix from time to time the salaries of the principal officers or by a duly authorized committee thereof Generally the President, Vice President if there be one, the Secretary and Treasury shall serve without compensation unless otherwise determined by the Board of Directors However, the principal officers shall be reimbursed for all reasonable and necessary expenses incurred in carrying out their duties, including but not limited to, meals, lodging, and travel expenses

ARTICLE V CONTRACTS, LOANS, CHECKS AND DEPOSITS: SPECIAL CORPORATE ACTS

5 01 Contracts The Board of Directors may authorize any officer, officers, or any agent or agents, to enter into any contract or execute or deliver any instrument in the name of and on behalf of the Corporation, and such authorization may be general or confined to specific instances In the absence of other designation, all deeds, mortgages and instruments of assignment or pledge made by the Corporation shall be executed in the name of the Corporation by the Executive Director along with the signature of the President or Secretary The Treasurer or the Secretary, when necessary or required, shall affix the corporate seal thereto, and when so executed no other party to such instrument or any third party shall be required to make any inquiry into the authority of the signing officer or officers

5 02 Loans No indebtedness for borrowed money shall be contracted on behalf of the Corporation and no evidences of such indebtedness shall be issued in its name unless authorized by or under the authority of a resolution of the Board of Directors. Such authorization may be general or confirmed to specific instances.

5 03 Checks, Drafts, Etc All checks, drafts or other orders for the payment of money, notes or other evidences or indebtedness issued in the name of the Corporation, shall be signed by such officer, officers, or any agent or agents of the Corporation and in such manner, including by means of facsimile signatures, as shall from time to time be determined by or under the authority of a resolution of the Board of Directors.

5 04 Deposits All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such banks, trust companies or other depositories as may be selected by or under the authority of a resolution of the Board of Directors.

5 05 Voting of Securities Owned by this Corporation Subject always to the specific directions of the Board of Directors, (a) any shares or other securities issued by any other corporation and owned or controlled by this Corporation may be voted at any meeting of security holders of such other corporation by the President of this Corporation if he/she be present or in his or her absence the Secretary, and (b) whenever, in the judgment of the President, or in his/her absence, the Secretary, it is desirable for this Corporation to execute a proxy or written consent with respect to any shares or other securities issued by any other corporation and owned by this Corporation, such proxy or consent shall be executed in the name of this Corporation by the President along with the signature of the President or Secretary of this Corporation, without necessity of any authorization by the Board of Directors, affixation of corporate seal or counter-signature or attestation by another officer. Any person or persons designated in the manner above stated as the proxy or proxies of this Corporation shall have full right, power and authority to vote the shares or other securities issued by such other corporation and owned by this Corporation the same as such shares or other securities might be voted by this Corporation.

ARTICLE VI OFFICERS AND DIRECTORS: LIABILITY AND INDEMNITY

6 01 Liability of Directors and Officers No person shall be liable to the Corporation for any loss or damage suffered by it on account of any action taken or omitted to be taken by him/her as a Director or officer of the Corporation, or of any other corporation which he/she services as a director or officer at the request of the Corporation, in good faith, if such person (a) exercised and used the same degree of care and skill as a prudent person would have exercised or used under the circumstances in the conduct of his/her own affairs, or (b) took or omitted to take such action in reliance upon advice of counsel for the Corporation or upon statements made or information furnished by officers or employees of the Corporation which he/she had reasonable grounds to believe to be true. The foregoing shall not be exclusive of other rights and defenses to which he/she may be entitled as a matter of law.

6 02 Indemnity of Officers and Directors Every person who is or was a Director or officer of the Corporation, and any person who may have served at the request of the Corporation as a Director, officer, trustee, employee or agent of another corporation, partnership, joint venture, limited liability company trust or other enterprise, shall (together with their heirs, executors and administrators of such person) be indemnified to the full extent permitted under the law whether or not such right of indemnification is otherwise specifically required or authorized by the Wisconsin Statutes, by the Corporation against all costs, damages and expenses including attorneys fees, judgments, fines and amounts paid in settlement asserted against, incurred by or imposed upon him/her in connection with or resulting from any claim, action suit or proceeding, including civil, administrative, investigative and criminal proceedings, to which he/she is made or threatened to be made a party by reason of his/her being or having been such director, officer trustee, employee or agent except in relation to matters as to which a recovery shall be had against him/her by reason of his/her having been finally adjudged in such action, suit or proceeding to have been guilty of fraud in the performance of his/her duty as such officer, director, trustee, employee or agent This indemnity shall include reimbursement of amounts and expenses incurred and paid in settling any such claim, action, suit or proceeding In the case of a criminal action, suit or proceeding, a conviction or judgment (whether based on a plea of guilty or nolo contendere or its equivalent, or after trial) shall not be deemed an adjudication that such Director or officer was acting in bad faith in what he/she considered to be the best interests of the Corporation and with no reasonable cause to believe that the action was illegal

The Corporation, by its Board of Directors, may indemnify in like manner, or with any limitations, any employee or former employee of the Corporation with respect to any action taken or not taken in his/her capacity as such employee

The foregoing rights of indemnification shall be in addition to all rights to which officers, directors or employees may be entitled as a matter of law The Corporation specifically adopts the indemnification provisions of §181 041 through §181 047 Wis Stats and further states that the right of said indemnification shall extend to any and all volunteers who work for the Corporation as allowed by §181 051 Wis Stats The adoption of the indemnification provisions in the Wisconsin Statutes shall not limit the scope of indemnification otherwise provided in the Bylaws The Board of Directors is authorized and empowered to cause the Corporation to purchase and maintain insurance on behalf of any person who is or was a Director, officer, employee or agent of the Corporation or is or was serving at the request of the Corporation as a director, officer, trustee, employee or agent of another corporation, partnership, joint venture limited liability company, trust or other enterprise against any and all liabilities asserted against him/her and incurred by him/her in any such capacity or arising out of his/her status of such whether or not the Corporation would have the power to indemnify him/her against such liability under the provisions of the Wisconsin Statutes

**ARTICLE VII
FISCAL YEAR**

7 01 Fiscal Year The fiscal year of the Corporation shall be a calendar year

**ARTICLE VIII
SEAL**

8 01 Seal The Board of Directors may provide a corporate seal which shall be circular in form and shall have inscribed thereon the name of the Corporation, the State of Incorporation and the words "Corporate Seal"

**ARTICLE IX
AMENDMENT**

9 01 Amendment These Bylaws may be altered, amended, or repealed and new Bylaws may be adopted by a vote of two-thirds (2/3) of the Board of Directors at any annual, regular or special meeting of the Board of Directors

**ARTICLE X
LIMITATIONS AND DISSOLUTION**

10 01 Exempt Activities Notwithstanding any other provision of these Bylaws, no Director, officer, employee or representative of the Corporation shall take any action or carry on any activity by or on behalf of the Corporation not permitted to be taken or carried on by an organization (i) exempt from Federal income tax under §501(a) of the Internal Revenue Code of 1986 as an organization described in §501(c)(3) thereof (or the corresponding provision of any future Internal Revenue Law of the United States), (ii) contributions to which are deductible under §170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Internal Revenue Law of the United States), and (iii) classified as other than a private foundation under §509(a)(1) of (2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Internal Revenue Law of the United States)

10 02 Prohibition Against Sharing in Corporate Earnings No Director, officer, or employee of, or member of a committee of, or person connected with the Corporation, or any other private individual shall receive at any time any of the net earnings or pecuniary profit from the operations of the Corporation, provided that this shall not prevent either the payment to any such person of reasonable compensation for services rendered to or for the benefit of the Corporation or the reimbursement of expenses incurred by any such person on behalf of the Corporation, in connection with effecting any of the purposes of the Corporation, and no such person or persons shall be entitled to share in the distribution of any of the corporate assets upon the dissolution of the Corporation. All such persons shall be deemed to have expressly consented and agreed that upon such dissolution or winding up of the affairs of the Corporation, whether

voluntary or involuntary, the assets of the Corporation, after all debts have been satisfied, then remaining in the hands of the Board of Directors, shall be disposed of exclusively for the purposes of the Corporation in such manner, or to such organization or reorganizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under §501(c)(3) of the Internal Revenue Code of 1986 (the "Code") (or the corresponding provision of any future Internal Revenue Law of the United States), as the Board of Directors shall determine pursuant to Section 10 03 herein

10 03 Dissolution Upon the dissolution of the Corporation, the Board of Directors shall, after paying or making provisions for the payment of all the debts and liabilities of the Corporation, dispose of all the assets of the Corporation exclusively for the purposes of the Corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under §501 (c)(3) of the Code (or the corresponding provision of any future United States Internal Revenue Law) as the Board of Directors shall determine except that the assets of the Corporation shall be distributed to such organization or organizations in the following order

- a All the assets to an exempt organization located in Southeastern Wisconsin whose purpose is to enhance the lives and promote the dignity and well-being of those affected by spina bifida, to educate the public regarding spina bifida and to foster the prevention of spina bifida,
- b If no such organization exists in Southeastern Wisconsin then such an organization that exists in the State of Wisconsin,
- c If no such organization exists in the State of Wisconsin, then to the Spina Bifida Association of America or its successor, or
- d If the Spina Bifida Association of America does not exist, then to any exempt organization or organizations under §501(c)(3) of the Code as the Board of Directors shall determine

Any such assets not so disposed shall be disposed of by the Milwaukee County Circuit Court, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes under §501 (c)(3) of the Code

**ARTICLE XI
OFFICERS AND DIRECTOR; LIABILITY;
TRANSACTION WITH CORPORATION**

11 01 Liability of Directors and Officers A Director or Officer of the Corporation shall not be liable to the Corporation, or any person asserting rights on behalf of the Corporation, for damages, settlements, fees, fines, penalties or other monetary liabilities arising from a breach of, or failure to perform, any duty resulting solely from such person's status as a director and/or officer, unless the person asserting liability proves that the breach or failure to perform on the part of such Director and/or officer constitutes any of the following (a) a willful failure to deal fairly with the Corporation in connection with the matter in which the Director or officer has a material conflict of interest, (b) a violation of criminal law, unless the Director or officer had reasonable cause to believe his or her conduct was lawful or no reasonable cause to believe his or her conduct was unlawful, (c) a transaction from which the Director or officer derived an improper personal profit, or (d) willful misconduct

11 02 Transactions With The Corporation The Board of Directors may from time to time authorize transactions by Directors, officers and employees with the Corporation, and may authorize lending money and granting credit of the Corporation to or for the use of such Directors, officers and employees, providing that the Directors who vote for or assent to the making of a loan to a Director or an officer of the Corporation shall be jointly and severally liable to the Corporation for the amount of the loan until repaid, unless the Directors prove that the loan was made for a proper business purpose

11 03 Director Conflicts of Interest No contract or other transaction between the Corporation and one or more of its Directors or any other corporation, firm, association or entity in which one or more of its Directors are Directors, officers or employees are financially interested, shall be either void or voidable because of such relationship or interest or because such Director or Directors are present at the meeting of the Board of Directors or a committee thereof which authorizes, approves or ratifies such contract or transaction or because his, her or their votes are counted for such purpose, if (1) the fact of such relationship or interest is disclosed or known to the Board of Directors or committee which authorizes, approves or ratifies the contract or transaction by a vote or consent sufficient for the purpose without counting the votes or consents of such interested Directors, or (2) the contract or transaction is fair and reasonable to the Corporation Common or interested Directors may be counted in determining the presence of a quorum of a meeting of the Board of Directors or a committee thereof which authorizes, approves or ratifies such contract or transaction This Section shall not be construed to invalidate any contract or other transaction which would otherwise be valid under the common or statutory law applicable thereto

**ARTICLE XII
NON-DISCRIMINATION**

12 01 Non-Discrimination. The Corporation shall not deny or refuse any individual for the sole reason of age, race, creed, color, disability, marital status, sex, national origin, ancestry, sexual orientation, arrest record or conviction record, the services and activities the Corporation provides to accomplish the Corporation's purpose as set forth in the Corporation's Articles of Incorporation and the Application for Recognition of Exempt Status (Internal Revenue Service Form 1023)