

Estate Planning Council of Naples, Inc.

Proposed Amendment to Bylaws

The Board of Directors proposes to the membership of the Council an amendment to the Council's Bylaws. The proposed amendment will create an additional class of membership for development officers and philanthropic advisors of public charities that operate within the geographic area of the Council and that are exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code. Specifically, the Board proposes the following amendments:

To amend Section A of Article III of the Bylaws to read as follows:

A. Eligible Members. Persons eligible for membership in the Council shall consist of:

1. Trust Officers employed by trust companies of financial institutions maintaining trust departments authorized to do business in the state of Florida who have either (i) graduated from an accredited state or national trust school; (ii) earned a designation as a Certified Trust and Financial Advisor conferred by the American Bankers Association or (iii) earned any other degree, certification or designation required for membership under one or more of the remaining ~~four~~ five (45) membership categories;
2. Chartered Life Underwriters who have received their designation from The American College, Bryn Mawr, PA and are members of the Southwest Florida Association of Life Underwriters or The Southwest Florida Chapter of the Society of Financial Service Professionals;
3. Attorneys who are members of the Florida Bar and have demonstrated substantial involvement in the practice of law in estate planning and related matters;
4. Certified Public Accountants who are authorized to practice in Florida, and have demonstrated substantial involvement in the practice of accounting in estate planning and related matters;
5. Financial Planners who are chartered or certified by nationally accepted accrediting associations for financial planners. Nationally accepted accrediting associations as defined to mean the following organizations:
 - a. The Certified Financial Planner Board of Standards, Inc., Denver, CO. Designation awarded - CFP®, Certified Financial Planner™
 - b. The American College, Bryn Mawr, PA. Designation awarded - ChFC®, Chartered Financial Consultant
 - c. The American Institute of Certified Public Accountants, New York, NY. Designation awarded - PFS, Personal Financial Specialist

6. Philanthropic Advisors who are (i) employed by qualified public charities as development officers, executive directors, chief executive officers or chief operating officer and (ii) are either Certified Trust and Financial Advisors, Chartered Life Underwriters, attorneys who are members of the Florida Bar, Certified Public Accountants, Certified Financial Planners, Chartered Financial Consultants, Personal Financial Specialists or persons certified as Certified Fund Raising Executives by CFRE International. Qualified public charities are those that operate within Collier County, Florida or Bonita Springs, Florida and that are exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

7. Sustaining Members, in recognition of the significant contributions made to this organization by certain of its members, the status of "Sustaining Member" may be conferred by Board of Directors upon individuals who have either (1) served as president of the Estate Planning Council of Naples, Inc., or (2) have been active members of an Estate Planning Council affiliated with the National Association of Estate Planning Councils for not less than fifteen (15) years and have attained the age of fifty-five (55) years. Upon attaining the status of Sustaining Member, the minimum attendance requirement contained in Article III shall be waived. A Sustaining Member shall be ineligible to hold office in the Council but may complete his or her term as a Director on the Board.

To amend Section F of Article III of the Bylaws to read as follows:

- F. Discipline Categories. Except in the case of reclassifications from one discipline to another, membership in the Council shall be limited to two hundred ~~fifty~~ seventy (~~250~~270) members.

In addition, the following limitations shall apply to each category member of disciplines:

Trust Officers:	60
Chartered Life Underwriters:	30
Attorneys:	60
Certified Public Accountants:	30
Financial Planners	30
Sustaining Members:	40
<u>Philanthropic Advisors</u>	<u>20</u>
<u>TOTAL</u>	<u>270</u>

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To amend Article V to read as follows:

Article V. Board of Directors

All powers necessary for the governance of the Council shall be vested in a Board of Directors composed of ten (10) elected members. It is intended that there be at least one (1) Director elected from each of the five (5) categories of member disciplines ~~as defined~~ identified in Article

III, Section A, [paragraphs 1 through 5](#)). This notwithstanding, no more than four (4) Directors shall be elected from any one discipline. Each Director's term of office shall be two (2) years. A member may serve as a Director for not more than four (4) consecutive terms. Notwithstanding the foregoing to the contrary, any Director having the support of at least a majority of the then serving Directors as a candidate for the office of Vice President or President in the next succeeding year may be a candidate for one (1) additional consecutive term. The immediate past President shall be an ex-officio member of the Board of Directors with full voting powers.

The above amendment will be voted upon at the annual meeting of the Council to take place on Tuesday, November 13, 2018 at Vineyards Country Club. The meeting will begin at 6:00 pm. An amendment of the Bylaws requires a 2/3 vote of the membership present at a membership meeting. One-third (1/3) of the membership must be present to have a quorum.