

Steilacoom Historical School District No. 1

ASB Handbook

April 2014

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Field Trip & Travel forms can be found on the SHSD website, District Services, Business Services, Field Trip Packet or Travel

Note:

Forms are included in this manual but will be revised and will available on the SHSD website, District Services, Business Services, ASB. Notification will be sent out when revisions are completed.

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LEGAL

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WHAT MAKES IT ASB??

GENERAL INFORMATION

The principle foundation for the existence of an Associated Student Body (ASB) Fund is that student involvement in activities outside the regular curricular program is an integral part of a complete educational program. Student involvement in these extra-curricular programs adds to the student's educational experience and enhances the overall educational process. Extra-curricular opportunities are designed to enrich classroom learning by providing activities which allow students to experience first hand situations. ASB activities encourage student participation through teamwork and social interaction. Planning, problem solving and goal setting are some of the skills learned through the ASB experience.

It is an Associated Student Body (ASB) Fund event or fundraiser if:

- Students or district staff handles cash receipting.
- The school district or school name is used alone
- It is conducted on or off school property. The school stores and inventories items for resale.
- School district personnel are involved during staff time.
- It is done with the approval of the school board or their designees.

When all of the above are in place, the funds raised are public monies and must be deposited to the ASB Fund.

ASB public monies can only be used for legitimate activities of the ASB.

Money raised that is ASB public money may only be spent for Cultural, Athletic, Recreational and Social purposes (**CARS**) which are non-graded, optional and extracurricular.

ASB public monies **cannot** be used for anything under the general heading of gifts, including charitable donations, scholarships or student exchange. They also **cannot** be used for any personal or private use. See section regarding Restrictions on the Use of Public Funds for more information.

General Fund money can be spent for ASB activities but ASB monies cannot be spent for General Fund activities.

The district is required by state law to have policies in place regarding the ASB Fund and accounts.

WHEN IS ASB MANDATORY

ASBs are mandatory in grades 7 - 12 whenever students engage in money raising activities with the approval and under the supervision of the district. Each building must have a separate constitution. (WAC 392-138-011)

ASBs are not mandatory in grades K - 6 but any money raised with the approval and under the supervision of the district must be administered in the same manner as ASB money. (WAC 392-138-011)

SCHOOL BOARD INVOLVEMENT

The SHSD school board has authority over ASBs and ASBs are subject to the same laws as the other funds of the school district including accounting procedures, budgets and warrants. [RCW 28A.325.120] (WAC 392-138-013) Since the financial resources of the ASB Fund are public resources, the SHSD Board of Directors and its designees are responsible for the protection and control of these resources. These funds are subject to the same close scrutiny and review regarding record keeping as the other funds of the district.

Final approval of ASB Funds rests with the SHSD Board of Directors, but the students determine what activities will constitute the ASB program. The ASB officers, with the guidance of the primary advisor and ASB Bookkeeper, annually develop an ASB operating budget with projected income and expenditures. This budget process includes:

- All income and expenditure proposals for all clubs and classes.
- Information sufficient to allow the officers to make informed decisions.
- School approved budget submitted to the Superintendent for approval by the Board of Directors.

SUPERVISION

Supervision of ASB activities is required to ensure that the students are in compliance with state and district laws, rules, regulations and policies. Supervision is also necessary to ensure the welfare of the students. Advising student activities requires time and effort. It is essential that each advisor contributes enough time and effort to a club or activity so that the club operates for the benefit of its members, the school and the community. Students should be encouraged to participate fully in all phases of club activities – from planning to record keeping – however they cannot be expected to manage their clubs and activities without advisor supervision. Students must be apprised of correct ASB procedures and advisors must carefully monitor students' use of these processes. Advisors are to provide direction, counseling and guidance in the supervision of these extra-curricular activities.

PRIVATE MONEY

Privately students are still able to raise money as members of other organizations (scouting, church, etc.) but this activity cannot be done by an ASB or with school approval or district supervision on school time. Students may not use a school team or club name nor suggest representation verbally nor wear a school uniform during personal or private fundraising. (WAC 391-138-015) Exception: See section regarding Private Money for charitable fundraising for more information. The only source for ASB private money is from bona fide voluntary donations (6000 series accounts).

PARENT GROUPS/BOOSTER CLUBS AND DONATIONS

This includes all volunteer organizations that do fundraising or collect money to support school programs. PTSA and other parent-faculty clubs, special interest parent groups and booster clubs are covered by this section. These organizations must be registered with the State of Washington Secretary of State, Charitable Contributions Division, as a non-profit corporation. They must be an IRS 501(c) 3 or 4 non-profit corporation. All fiscal transactions must be managed independent of the school district. **NO CO-MINGLING OF FUNDS.** (See section regarding Private Money for additional information.)

Rules to follow to ensure you are not ASB or a school district activity or event:

- Must be registered with the IRS as a non-profit corporation.
- Must be registered with the Secretary of State, see information in the legal section titled “Legal – Secretary of State”.
- All promotional or advertising must clearly state the name of the organization and the purpose of the fundraiser.
- Activities/events must be planned, managed and operated solely under the direction of the outside group.
- All money must be handled by the group (not students or district staff). The money may not be kept at the school or deposited in the district bank account.
- Students can not wear school uniforms or appear to represent the school district during the activity or event.
- Staff must be on personal time (non-staff time) and not imply that they represent the school district and can not use their position with the school district in any way to promote the group.
- When these groups use school facilities, the group must follow district facility use policies, complete the necessary facilities use forms, and pay for any additional costs the district may incur for their activities/events.
- If school board approval is required for the event to happen, it is automatically a district activity and is either ASB or General Fund.

RESTRICTIONS ON THE USE OF PUBLIC FUNDS

ASB funds are designated as public funds of the school district per RCW 28A.325.020 and RCW 28A.325.030. As public funds of the district, the district must control and account for student body money within the legal parameters governing public funds. This results in certain restrictions on the use of these funds.

Some particular restrictions that cause the most confusion are:

- ASB funds can only be used for legitimate activities of the Associated Student Body.
- ASB funds cannot be used for any personal or private use.
- ASB funds cannot be used for anything under the general heading of gifts, including charitable donations, scholarship or student exchange.

Expenditures for charitable donations, scholarships, and student exchange may be made only from legitimate ASB private, non-associated student body money subject to board policy and specific controls. (See section regarding Private Money for more information.)

While it is constitutionally prohibited (Article VIII section 7) to make a gift of public funds, it may be legal to give prizes or awards in recognition of achievement under certain conditions. The distinction between gifts and prizes or awards is made based on the following:

- Items given to individuals should be of nominal value. For example, a letter jacket or pen and pencil set would be disallowed, but an inexpensive pin, plaque, trophy, or athletic sew-on letter may be allowed since they have nominal value and no functional use.
- Allowable items cannot be of more than nominal value. For example, a plaque is not considered a gift if it is within reasonable cost for such an item. The determination of “nominal value” is admittedly subjective and a definite dollar amount cannot be set. This determination will be left to the judgment of the ASB administrator in conjunction with the district policy. Cash awards and cash equivalents such as gift certificates are not considered appropriate or prudent and may place the district at risk, as it is not able to control how the money is spent.

- If the item is of a personal nature and of greater than nominal value but will be retained by the Associated Student Body, this is not considered a gift. Items will be checked out and inventoried for proper controls of items. For example, sweaters for Pep Club can be purchased for use in the club activities; however, the individual cannot retain them.

It is also legal to give prizes in a raffle designed to raise funds in the ASB, provided the money collected is at least as much as the value of the prize(s) being raffled off. There are specific requirements that must be followed in holding a raffle. (See section regarding Fundraising for more information.)

Some examples of payments that have been determined to be gifts and **NOT ALLOWED** are as follows:

- An appreciation lunch was given to volunteer workers. This is either a payment for their services in which case they cease to be volunteers and have received a salary, or it is a gift. The exception to this is providing light lunches or refreshments during or near the time the volunteer services are provided. The district's policies for such light refreshments must be met.
- Flowers that were purchased for someone in the hospital.
- Food that was purchased for a needy family. Nonassociated student body funds raised by students in their private capacities could be used for such purposes provided they are permitted by district policy. (See section regarding Private Money for more information.)
- Refreshments that were purchased for non-student meetings.
- Membership fees that were paid for a professional association for non-students.

The use of ASB money for curricular activities is strictly prohibited. ASB money can only be used for noncredit extracurricular events (activities) of the district (RCW 28A.325.010).

BASIC THINGS TO KNOW

Activities conducted by ASB student groups with school approval or with district supervision **on or off** school premises are ASB and, therefore, all money raised must be deposited to the Associated Student Body Fund.

All purchases are to show evidence of **prior** student approval through a budget item and a record of disbursement through the student activity meeting minutes. All expenditures (payments) must show evidence of student approval and any required building approval.

Purchases are to be made with an ASB purchase order or district procurement card. Follow school district purchasing procedures for *expending public funds*.

Bills are to be paid by school district warrant. All bills, receipts or invoices require a **staff signature** to indicate the merchandise has been received; ***in addition, a student signature is required in order to pay the bill from student funds (secondary schools)***. Follow district procedures for payment processing.

All money received must be deposited into the school district depository bank account via the ASB bookkeeper. Receipts are required; they provide a record of responsibility, verify amounts and record whether \$\$ received was cash or check.

Revenue for the ASB Fund comes from three sources:

- Fees
- Fundraisers
- Donations

The SHSD Board of Directors is responsible for setting all fees for the district, not the school buildings.

Each activity is to maintain activity records. These records constitute the club history. Records are to be maintained and may be reviewed by the State Auditor's Office. **Club minutes are permanent records; do not dispose of them! A copy must be retained for audit!**

Each ASB club or activity is assigned an account number. This number is unique to the activity and is used on all deposit information and purchase orders.

The school bookkeeper is the building's ASB bank. Clubs/Activities should compare their records with the bookkeeper's account balance periodically. All ASB funds must be deposited with the county treasurer. Schools cannot have their own checking accounts other than imprest funds.

ASB expenditures are to be processed in the same manner as all other expenditures of the district. Additionally, ASB expenditures must show student approval prior to issuing a P.O. and show approval before payment can be made. SHSD has chosen not to have imprest accounts at the school level, therefore when payments are needed within a short time frame a check can be requested from the District office or use the procurement card per SHSD policies and procedures.

Plan Ahead for Summer Activities - Arrange to make summer deposits with the ASB Bookkeeper or primary advisor. ***All summer activities are to be approved before conclusion of the school year while students are still in attendance.***

All ***district employees must be paid through the district payroll office***; the ASB will then reimburse the school district General Fund for services rendered. If you are paying people who are not currently SHSD employees, they **must** complete all payroll forms including the I-9 **before** they perform any duties for the district (Federal law). Obtain the necessary forms from your office coordinator, Payroll Office, or online. Once the work has been completed, employee must fill out **Form M, ASB Timesheet** or Extra Hours Timesheet.

DJ's, bands, and other self-employed groups are required to complete a consultant's contract. Consultant contracts **must be signed by the Superintendent or Executive Director of Business Services**. The forms and other information required can be obtained from the SHSD website, District Services, Business Services, Personal Service Contracts. Services must be provided **before** consultants/vendors can be paid and all consultants/vendors must submit an invoice or Form M, ASB Timesheet or Extra Hours Timesheet.

ASB Musts:

- Must have students approve all disbursements in writing in advance. (WAC 392-138-050 and 055)
- Must keep a positive balance in every club and class at all times. (WAC 392-138-050)
- Must exactly record cash and checks from the receipts to the deposit slip and deposit daily. (RCW 43.09.240)
- Must explain all voids and refunds and when receipts don't match deposit (in writing).
- Must comply with the Bid Law. (WAC 392-138-065)
- Must stay within your approved budget. (WAC 392-138-050)
- Must keep adequate inventory records on school store items and reconcile sales to money periodically.
- Must use your common sense and if your common sense needs backup, call the administration or business office for advice.

ASB Nevers:

- Never fail to do an **ASB Must**.
- Never lie, cheat, steals, nor tolerate those who do.
- Never use generic "Readiform" receipts. All monies must be receipted in the InTouch cash register system or district pre-numbered receipts must be used.
- Never use white out, pencil, or scribble out anything.
- Never throw away source documentation.
- Never cash checks out of the ASB change fund or fundraising receipts.
- Never allow an advisor to run a club or activity "outside" of the district records.

10 Golden Rules of Finance for Coaches and Advisors

1. Do not buy uniforms unless they are pre-approved and on the rotation schedule. Funds are disbursed at the end of school year and design is approved by ASB.
2. Do not sign contracts with vendors. All contracts must be signed by the Superintendent or Executive Director of Business Services.
3. All fundraising activities must be requested and approved through the ASB Student Council **PRIOR** to beginning a fundraiser. Fundraising packets are available in the ASB Activity Office or on the district website.
4. Keep an inventory of all resale items. Examples include hats, socks, jerseys and practice gear. The State Auditor can ask you for these records as well as inventories of uniforms and equipment.
5. Keep records of all student registrations, amounts paid and attendance at ASB sponsored camps. When camp is complete, send all documentation to the ASB Bookkeeper's Office for auditing purposes.
6. Verify that Booster Club fundraising is not an ASB activity. Money raised during the school day, on school property, using school personnel, or school materials is ASB money. If approved by the district & a staff person in charge, off-campus events with students are also ASB. A good question to ask yourself, "**Would a reasonable person in the community think that this was a Booster Club or a School sponsored activity?**"
7. Request **PRIOR** approval to expend ASB funds before making a purchase – **PLAN AHEAD**. Do not purchase anything with your own money without prior approval (you might not be reimbursed). Do not use cash from a sale to buy or pay for anything like food, decorations or additional inventory. These actions are not legal per state law.
8. Pre-numbered tickets or a point of sale receipting system must be used for all activities for which admission is charged. **PRIOR to the event** request a cash box, tickets, ticket sellers report from the School Bookkeeper. The ticket sellers report will be kept on file with the Fundraiser Approval for auditing purposes.
9. Please advise the ASB Bookkeeper when you receive items ordered via email, fax, or in person by submitting the invoice. **This is the only way vendors get paid**. Copy the packing list or invoice for the ASB Fundraiser file.
10. If in doubt...ask questions. Don't assume! Call the Athletic Director, Primary ASB Advisor, ASB Bookkeeper or Business Office with your questions. They are available to help the activity achieve a successful event!!

Associated Student Body Funds

Internal Controls Checklist for Grades 7-12

- | | |
|--|---|
| <ul style="list-style-type: none"> <input type="checkbox"/> Student council constitution (and bylaws) in place <input type="checkbox"/> Official minutes of student meetings kept on file in ASB Bookkeeper's office (keep archives forever) <input type="checkbox"/> Club constitutions and minutes kept on file in ASB Bookkeeper's office <input type="checkbox"/> Student officers approve all clubs and student activities budget, fundraisers, and expenses. <input type="checkbox"/> Pre-numbered tickets, receipts, or cash register receipts are always used when money is collected. <input type="checkbox"/> All moneys are counted before transferring between students and staff, and verified. <input type="checkbox"/> Receipts are always noted as cash or check accepted. <input type="checkbox"/> All moneys are deposited within one working day and are intact <input type="checkbox"/> All forms are prepared and submitted per district policy. <input type="checkbox"/> All NSF Checks are followed up on a timely basis. <input type="checkbox"/> All expenditures are used for extracurricular optional, non-credit activities that are Cultural, Athletic, Recreational, or Social in nature. <input type="checkbox"/> The purpose of expenditures are noted and approved by student officers as outlined in the constitution or bylaws. <input type="checkbox"/> All records of fundraisers are kept together and in ASB Bookkeeper's office for audit purposes. | <ul style="list-style-type: none"> <input type="checkbox"/> Prizes and awards are approved and nominal in nature <input type="checkbox"/> All School District policies are followed for expenditures: Purchase orders, Procurement Cards, approval, bids or quotes. <input type="checkbox"/> Procedures are followed for maintaining inventory. <input type="checkbox"/> All equipment purchased with ASB funds are annually inventoried and reconciled. <input type="checkbox"/> The combination of the safe is changed when key staff turnover. <input type="checkbox"/> All tickets are recorded in a ticket log, accounted for and sales are compared to deposits and ticket reports. <input type="checkbox"/> All fundraisers are pre-approved by students and staff. <input type="checkbox"/> All fundraisers are reconciled at the end of the sale. <input type="checkbox"/> All receipts, tickets, purchase orders, and other pre-numbered documents are secured, and reconciled on a regular basis. <input type="checkbox"/> All funds raised as Private Moneys are restricted and to use as stated by the donor. <input type="checkbox"/> Procedures are followed to insure no club, sport or activity spends more funds than it has available. Students can approve loans, but documents must be in place to track loans and the terms of repayment. <input type="checkbox"/> Student officers approve monthly financial reports and budget comparisons. <input type="checkbox"/> Private moneys from Parent Support Groups are clearly separated from ASB and school accounting. |
|--|---|

Food and Fundraising

| Issue | Concern | Precautions | Legalities** |
|---|--|---|--|
| School store | Storage or prep contamination, wrong holding temperature. | Have health cards for all workers, unless only prepackaged foods are sold. | Health cards and health permit required when there are unpackaged foods. |
| Athletic Concessions | Storage or prep contamination, wrong holding temperature, and/or bare hand contact with foods. | Follow hot & cold storage guidelines. Use disposable gloves and have hand washing available when there are unpackaged foods. No homemade foods (chili, soup, etc) | Health cards and health permit required when there are unpackaged foods. |
| Bake sales | Contaminated kitchen or prep areas. Hazardous products like cream pies or custards need temperature control and cannot be made in home kitchens. | Most counties allow bake sales with home prepared, non-hazardous, baked goods like cookies, cakes and pies. Use disposable gloves or bakery papers to handle unwrapped foods. | Most counties exempt bake sales from permits and from food worker cards. *Check with your local health department. |
| Fund Raisers (e.g. cookie dough, pizza) | Contaminated kitchen or prep areas. | Follow hot & cold storage guidelines. | Some counties require a temporary permit for pizza sales. *Check with your local health department. |
| Ethnic events (e.g. language club feasts) | Storage or prep contamination, wrong holding temperature prior preparation, cooling, reheating. | Prepare in permitted kitchen with health cards for worker. Private parties are exempt. | Not allowed if public is invited. Private classroom parties are exempt from permits and food worker card requirements. Sales to the general public or to the whole school may require permits. *Check with your local health department. |
| Catering (e.g. PTA cookies, spaghetti feeds, etc) | Contaminated kitchen or prep areas. | Supervise by an adult. | Supervise by an adult. Cookies are usually exempt (like bake sales) but a catered spaghetti feed would require a temporary permit. |
| Vending Machines | Very little concern if food is made by outside companies. Food products should be examined for safety concerns when there has been a power outage. | Security to avoid food vandalism or contamination. | Supervise by health cardholder. |
| Sports Potlucks | Storage or prep contamination, wrong holding temperature. | Follow hot & cold storage guidelines. | Not allowed if public is invited. |
| Ice Cream Feeds | Contaminate preserved in the cold product. | Use disposable gloves. | Permit needed if public event. None required if private party for an identified group. |
| Pancake Breakfasts | Contaminated kitchen or prep areas. | Have health cards and disposable gloves for all workers. | Permit needed if public event. |
| Lunch BBQ | Under cooking meat. | Have health cards for all workers. Cook all hamburgers well done. Use a thermometer to insure burgers are cooked properly. Wear gloves for assembly of burgers. | Permit needed if public event. |

*****Always check with the local County Health Department for details and exceptions***

Food and Fundraising (Continued)

High-risk foods: Eggs, Dairy, Meat/Poultry/Fish, Sliced melons, Sauces, Cooked plant food, Pies, Sprouts, Pastry, Garlic in oil, and Pasta. All Home-canned items are not allowed.

High-risk groups: Children under 8 years old; pregnant women; People taking antacids, antibiotics, chemo, or recent surgery; HIV patients; People with severe allergies (nuts, cola, citrus, sugar)

Best precautions against food borne illness: Wash hands, wear disposable gloves, control hot and cold holding, send sick employees home.

Local health permits: Every county health department sets its own policies regarding permitting. Most counties have or will work with schools to develop reasonable permitting scenarios for school food events and fundraisers. Call your county health department contact person. **Food Worker Cards:** Required only for food workers who handle unpackaged foods. For permanent locations (concession stands, school stores, etc.), all workers who handle unpackaged food need to have a card. For temporary locations that are also open to the “public” (fundraisers, one-time-only events, etc.), at least *one person* needs a card.

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ADVISOR RESPONSIBILITIES

Supervision of an activity is essential for any advisor.

All students need guidance as they participate in extracurricular activities.

Always be a strong example of leadership by following all SHSD policies and complying with state law. If an advisor “bends” school policies, what will the students do? Part of the responsibility of being an advisor is setting a good example.

All SHSD advisors should sign the Advisor’s agreement to document their understanding of their duties and responsibilities that they are accepting. See **Form A**, Advisor’s Agreement.

General things to keep in mind:

- Schedule facilities ahead of time.
- Inform students as to expectations regarding behavior.
- Be visible and available for all activities, meetings, and projects.
- Make sure that the equipment and supplies are in good order.
- Enlist the help of parents for assistance with supervision but always with a staff person present.
- Follow SHSD policies regarding discipline and safety.

Primary Advisor (Administrator) Responsibilities:

- Administer the ASB program for the school.
- Appoint activity advisors to all student activity groups.
- Supervise the preparation of the annual budget.
- Supervise fundraising activities, cash handling and reconciliations.
- Submit any new activities proposed by the students to the SHSD Board of Directors for approval.
- Review and approve the annual financial budget.
- Coordinate the implementation of the annual financial budget:
 - a. Approve projects of student activity groups.
 - b. Approve purchases.

Activity Advisor (Faculty Member) Responsibilities:

- Monitor purchase orders, follow correct SHSD operating procedures.
- Guide and supervise club activities and ensure compliance with the law.
- Monitor fundraising activities, cash handling and reconciliations.
- Set expectations. Clarify. Plan. Set objectives. Supervise and evaluate students and activities.
- Maintain inventories (Equipment, uniforms, etc.)
- Know what activities are taking place, utilize creativity, and demonstrate skills and preparedness.
- Prepare and monitor club budget.
- Responsible to communicate to students, primary advisor, ASB Bookkeeper and administrator:
 - a. Time frames.
 - b. Facility usage.
 - c. Responsibility.
- Act as a role model.

STUDENT RESPONSIBILITIES

In order to have ASB activities, Washington State law requires each school to establish a student government. ASB officers have many responsibilities for the management of the ASB budget and the club and class activities and fiscal operations.

The complete success of the ASB depends heavily on the input and support of the student representatives for the classes and clubs. (WAC 392-138-025) The students must have adult supervision to properly administer the ASB programs, but that supervision must not exclude student participation in determining the use of the money. (WAC 392-138-120, WAC 392-138-125 and WAC 392-138-210)

All activities of a secondary school (Grades 7-12) must have student approval and supporting documentation must bear evidence of student approval. Student approval may be satisfied by signatures on requisitions, purchase orders, payment orders, or disclosure in the minutes of the ASB student council. Students authorized to approve transactions should be designated by the governing body.

For grades no higher than sixth grade, the Board of Directors has designated the school Principal to act as the ASB. The following events must show evidence of student approval:

- Election of student officers.
- Disbursements.
- Purchase orders.
- Fundraisers.
- Budget.
- Constitution and by-laws.
- Transfers.

Each individual ASB (school) is required to establish a constitution for self-government which is approved by the Board of Directors. The constitution should, at a minimum:

- Establish the organization of the ASB such as officer positions and responsibilities, advisory positions and responsibilities, who can be a member, how to establish a club, timelines for elections, budget preparation etc.
- Establish rules/limitations on the collection of private funds.
- Must establish procedures to ensure compliance with all state and school board policies regarding procurement and disbursements including student approval at all levels.

BUDGET REQUIREMENTS

Budgeting is the process of estimating, as accurately as possible, the revenue and expenditures for ASB activities for the coming school year. Accuracy is important since the approved expenditure budget **cannot be exceeded**. A budget is a plan approved by the ASB Governing Body and the Board of Directors and sets the maximum amount of expenditures for the school year.

BUDGET DEVELOPMENT AND APPROVAL

Each ASB will annually prepare, with the guidance of the primary advisor or designee and prior to the completion of the school year, a budget for the following fiscal year (September-August). Individual activity account budgets are combined to become the preliminary ASB budget for the school. This requires documented approval by the student council and the primary advisor.

ASB budgets (including forms and supporting documentation) are approved by the student council and recorded in the meeting minutes. The school budget is submitted to the Business Services Manager for review and approval. All school ASB budgets are compiled into the district ASB Fund budget and is presented to the Board of Directors for approval. Once approved by the Board, it becomes the official plan for the ASB for the year. The schedule for completing the budget process is determined by the Business Services Manager. The process provides for necessary student participation as stated in WAC 392-138-110.

BUDGET PREPARATION

A. Review of Accounts and Budget Worksheets

Review current year ASB budget reports, considering the following:

- Continuing Accounts – Activity accounts that are actively being used and will continue next school year.
- Inactive Accounts – For activity accounts that are not being used, determine if the account should remain active. If so, include it in the ASB budget. If not, the student council should take action to close the

account and transfer any money remaining into the general student body account. Money remaining in accounts for classes that have graduated cannot be carried forward into the new school year and must be closed to a general student body account by action of the student body. (WAC 392-138-021)

- New Accounts – Activity accounts that are not currently in the budget and are anticipated for the next school year should be included. New activity accounts must be set up following the bylaws of the ASB Constitution by action of the student council. Contact the central district office for new account codes.
- Nonassociated Student Body Private Moneys – The board of directors of a school district may permit student groups to raise moneys through fundraising or solicitation in their private capacities subject to certain conditions, including prior board approval (WAC 392-138-200). RCW 28A.325.030 permits these nonassociated student body private moneys to be held either in trust within the associated student body fund or held in a trust fund. If such funds are held in a trust fund they are not budgeted. If, however, the moneys are held in trust within the associated student body fund they are budgeted in the same manner as other ASB funds pursuant to WAC 392-138(1) (d) and disbursed as provided for in the approved budget (WAC 392-138-210 and WAC 392-138-110).

Money the district intends to hold in trust within the ASB Fund may be budgeted in account 6000 private money in anticipation of activities that involve collecting contributions for scholarship, student exchange and charitable purposes, even if specific plans have not been set. It is strongly recommended that you contact the central district office prior to collecting contributions to review the district policy governing private money. Any contributions collected from activities that do not follow proper procedure cannot be expended for charitable purposes. (WAC 392-138-200)

B. Activity Budgets

After reviewing the current year revenue and expenditure reports and determining the activity accounts that will be budgeted, each activity should submit a budget for the next year outlining the revenues and expenditures expected. It is recommended the budget be signed by both the activity group advisor and student representative. Each activity group should provide a brief description of the types of activities in which they will be involved which includes the purpose for which funds will be raised and/or expended (WAC 392-138-013 and WAC 392-138-110).

- Beginning Cash Balance as of 09-01-20XX – Estimate the cash available at the end of the present fiscal year, by estimating revenues, expenditures and any transfers activities to the end of the fiscal year. You cannot have a negative beginning balance.
- Revenues – List estimated revenues expected during the next school year. Be sure that the estimated revenues from fundraisers include the total amount received from the sale of items, and not the net profit. For example, if you expect to collect \$5,000 for the goods that cost \$3,000, you would include \$5,000 in the revenue column and \$3,000 in the expenditure column.
- Interactivity Transfers – List any money that may be transferred in from another activity account (+) or transferred out to another activity account (-). The source and recipient of transfer must be identified.
- Expenditures – List estimated expenditures during the next school year. Keep in mind that you are not allowed to spend more than your total budgeted expenditures.
- Ending Balance 08-31-20XX – The ending cash balance is a residual balance. It is equal to the beginning cash balance plus revenues, plus or minus interactivity transfers, less expenditures. The ending balance must be greater than or equal to zero.

C. School Budget

After collecting budgets from each activity, review reasonableness and verify calculations. Compile all activity budgets into one building budget. The building budget must then be approved by the student council and the primary advisor, and documented in the minutes.

D. Submission to Accounting Office

Submit a completed building budget to the accounting office. For each activity include a brief description of funding sources and expenditures. This will provide supporting information for the presentation of ASB activities for Board of Directors approval (WAC 392-138-013).

BOARD OF DIRECTORS APPROVAL

The SHSD Board of Directors must approve the school district ASB Fund Budget before any disbursements are made.

QUESTIONS TO ASK BEFORE STARTING ANY ACTIVITY/FUNDRAISER

Is this type fundraiser approved by School Board Policy?

Will the project be fun?

Will it require outside help?

Do we have funds available to purchase the sale merchandise?

Is adequate budget capacity available for expenses?

Will we have to request a loan from the student council?

Has this type of sale worked before? Could it with a different approach?

Are we all behind the idea?

Can we accomplish our goals with this fundraiser?

After choosing a fundraiser, use **Form C, Fundraising Check** List to help you organize. It is a step-by-step approach to selling a tangible item but can be helpful in planning a car wash, dance, etc.

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FUNDRAISING FACTS

Once items are issued to a student, that student becomes totally responsible for the items.

Losses due to spoilage or other damage become student responsibility.

If merchandise or money is not returned to reconcile an individual student record sheet, that student's indebtedness will be added to the school fine list.

All purchases must be made using the school district and school name, *personal names and addresses are not allowed.*

All funds collected must be deposited to the school district depository account via the school ASB bookkeeper.

Always receipt money on the day that it is received. Restrictively endorse all checks immediately.

Never cash checks or give change for a check. (See section regarding, Money Management for more information).

It is illegal for ASB money to be deposited to a personal bank account. This is public money and must be treated as such.

Independent sales consultants **may not** use schools as a source of sales. These are consultants who offer schools a small portion of the sale profit by selling to students and parents through an ASB club. Some of these independent consultants are *Pampered Chef, Mary Kay Cosmetics, Avon, and Tupperware*. Many times these consultants are personal friends, spouses or school district employees; this is considered to be a conflict of interest.

Money raised that is ASB public money may only be spent for **C**ultural, **A**thletic, **R**ecreational and **S**ocial purposes (**CARS**) which are nongraded, optional and extracurricular. Money raised for a charitable purpose as private money must follow specific procedures (See section regarding, Private Money for more information).

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RESTRICTIONS AND PITFALLS WHEN FUNDRAISING

Occasionally fundraisers may be a 'little out of the ordinary' and require additional research before a club can begin. Usually, personnel in the ASB Activities Office can help you with questions and concerns; please ask them if you are in doubt about any aspect of your sale.

Be sure to receive authorized permission before beginning.

LEGAL: Fundraisers must meet fire, health (including food handler cards) and licensing regulations. Please note that bingo, raffles, and carnival games are considered gambling and have very strict guidelines (See section regarding Gambling – Bingo, Raffles, Carnivals for more information).

TAXES: Non-profit groups may be exempt from income taxes, but liable for sales taxes, amusement taxes, or other levies on their proceeds. RCW 82.04.3261 exempts limited ASB fundraisers from paying sales tax on fundraising merchandise (continuous fundraisers do not qualify). A resale certificate must be provided to the vendor; this is to be done either when ordering or when payment is made.

INSURANCE: Special liability insurance may be required in the event property or people could be endangered by a fundraising activity. Consult the school district business office.

CONTRACTS: There are different types of contracts with different compliance requirements which are:

1. Contracts with sales representatives - **Staff members are not to sign any contracts with sales representatives.** Contracts must be signed by the Superintendent or Executive Director of Finance and Operations.
2. Contracts with independent contractors - SHSD has a standard consultant contract boilerplate that is appropriate for most situations with persons who are self employed. This contract must be signed by the Superintendent or Executive Director of Finance and Operations. For instructions and forms (Will need to be created) see the District Website, Business Services, Personal Service Contracts. Contract

must be in place and signed before the work is started. Consultant must send an invoice or complete **Form M, ASB Timesheet** to get paid upon completion of work.

THEFT: This can be a threat to any fundraiser. Keep goods and money in locked areas. Turn in money daily. Do not allow students to take cash boxes out of supervised areas. Whenever possible, receipt sales through the point of sale system; distribute merchandise when proof of payment is shown. (Use the revenue summary provided by the ASB Bookkeeper and check off as students receive merchandise.)

GAMBLING - BINGO, RAFFLES, CARNIVALS

ASBs may conduct bingo, raffles and carnivals as fundraisers without applying for a permit from the State Gambling Commission ***provided*** they follow these guidelines:

1. Each ASB may conduct no more than two gambling events each calendar year (January 1 - December 31).
2. Each gambling event may last no more than 12 consecutive days, **except** for raffles which may last longer.
3. Total gross revenue for all gambling events of a school ASB may not exceed \$5,000 during each calendar year. If \$5,000 is reached during the event, sales must cease immediately!
4. **Only members of the ASB may participate in management of the event.** School advisory staff may help, but *parents and PTA members are excluded*. **Only members of the ASB may sell the raffle tickets.**
5. **Tickets may only be sold to persons 18 years of age and older. Prizes may only be awarded to persons 18 and older.**
6. Records of each event must be kept for at least three years after the event. Records must include:
 - a. Gross revenue
 - b. Details of expenses related to the activity
 - c. Details of the use of profits from the activity
7. **Raffle tickets may have a maximum price of \$25.00.** There cannot be any discounts for quantity of tickets purchased nor complimentary tickets given away. (Example: \$2 each or 3 tickets for \$5, all tickets must sell for the same price.)

8. The following information must be printed on all raffle tickets:
 - a. District and school name
 - b. Date, time and place of drawing
 - c. Tickets must be consecutively numbered
 - d. If you must be present to win, the ticket must so state
 - e. Prize(s) to be awarded
9. The local police agency must be notified of the event at least 5 days before the event.

If any of the above items 1 through 3 are anticipated to be exceeded, a lengthy application process must be initiated with the Washington State Gambling Commission prior to the event. *Allow adequate time for processing of the application.*

PRIVATE MONEY

Expending ASB money for charitable donation, scholarship and student exchange can only be made from legitimate ASB private monies.

Effective June 8, 2000, RCW 28A.325.030 was amended to permit student groups, ***in their private capacities***, to conduct fundraising activities, including the solicitation of donations, to fund scholarships and student exchange programs, to assist families whose homes have been destroyed and to fund community projects. **Under certain criteria** this money is considered to be ***non-associated*** student body funds and is not public money (section 7, article VIII of the WA State Constitution). ***However, if conditions are not adhered to***, money collected will become ASB public money and may not be used for the above purposes.

- Verify that the proposed beneficiary is a legitimate charitable organization or cause.
- Student council must give its **prior** approval for collection and expenditure of private money. Additionally, ***an administrator must approve the fundraiser in writing. Use Form B, ASB Fundraiser/Activity Proposal*** so that administrator and student approval signatures and any other information is documented as to the type of fundraiser, the intended beneficiary and start/stop dates of the event.
- Contact the district accounting office or ASB Bookkeeper **prior to any collections** for guidance in following required district policies and internal control procedures.
- Before beginning any private money fundraiser, advertisements and signs must identify the intended use of the proceeds (be specific), that collections are exclusively for that purpose and that they will be held in trust by the school district until disbursed.
- **All publicity must state the above information.**
- ASB private money **must** be held in an expendable trust account within the ASB program or in ASB accounts in the 6(000) series.

- Documentation for receipt of any donations is essential. Use **Form K, Monetary Donation Agreement** or **Form L, Hold Harmless Agreement** for an equipment donation. Monetary donations or equipment value donations of more than \$1,000 will require approval. Follow district procedures regarding cash receipting, depositing, record keeping, inventory control and final reconciliation.
- Approval for payment of the proceeds must be in writing. Attach a copy of the sales report to each purchase order requisition or voucher as backup documentation for payments made through the accounts payable process.
- Charitable fundraising is a private activity; school district funds may not be used to offset, front-fund or pre-pay expenses including start-up costs. The district is to be compensated for any direct costs associated with the fundraiser.
- Transfer of funds to or from a private money account in the 6(000) series is not allowed.

Note: Check with the primary ASB advisor for approval of all private money fundraising.

WASHINGTON STATE BENEFITS TO ASB

Washington State allows Associated Student Bodies to pay sales tax when a product is purchased even if it is for resale. Items purchased for time limited fundraising events are exempt from sales tax per RCW 82.04.3261. (On-going fundraisers do not qualify.) Sales tax need not be collected when items are resold; however, freight or special mailing costs should be considered when setting sale prices of products. Sales tax is not required for food items unless food item changes form.

Letter of October 2, 1987, State of WA Department of Revenue states in part "...school organizations will satisfy sales tax requirements if they pay retail sales tax to their suppliers when they purchase items for fundraising purposes. If the supplier refuses to collect the sales tax, the fundraising organization must pay a compensating use tax directly to the Dept. of Revenue."

If school districts are purchasing from an out-of-state vendor who does not charge sales tax on their invoice, the school districts are obligated to pay a 'compensatory tax' to the State of Washington based upon local sales tax rates. Compensatory tax will be charged to your account by accounts payable when the invoice is paid. If an order is for a fundraiser, specify FUNDRAISER on both the purchase order and invoice so that compensatory tax will not be charged.

According to House Bill 1279, amending RCW 82.08.02535, ASBs are not required to pay sales tax or compensatory tax on magazine fundraisers. And further:

A letter dated March 15, 1989, from the State of Washington Department of Revenue states "...In the case of magazine subscriptions ...they are acting as agents ...and are paid a commission. ...The school is not responsible for remitting any sales or use tax due to the state.")

Conditional charitable fundraising is now allowed by the state legislature, RCW 28A.325.030, (See section regarding Private Money for more information).

Fundraisers such as school stores are not allowed to compete with district food service programs. School stores located in cafeterias are not allowed to sell lunch type items during school lunch periods.

Washington State Department of Revenue allows non-continuous fundraisers to be tax exempt to non-profit organizations. Yearbook sales may qualify if they meet the criteria: not continuous, ordered by ASB, only contracting for binding of a camera-ready book.

OBTAIN PARENTAL PERMISSION

The **Form G, Parental Permission for Fundraising** informs parents that their student is handling money and is responsible for any and all goods checked out to them. When the fundraiser is complete, all unsold merchandise and money collected must be returned to the activity advisor for deposit with the ASB Bookkeeper.

Advisors are to obtain parental permission before assigning goods to students to sell (see form letter). This letter explains student liability and allows parents to approve *or disapprove* of their child's participation. Parental permission forms become part of the fundraising record and shall be submitted to the ASB Bookkeeper with all other documents upon completion of the fundraiser. (See Procedures After the Sale).

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SCHEDULE YOUR FUNDRAISER

Check your school calendar. Be sure that you will not be in conflict with another event.

Planning a fundraiser in conjunction with a holiday can be effective if the product sold is appropriate. Plan well in advance.

ADVERTISE YOUR FUNDRAISER

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MONEY MANAGEMENT

Money problems may arise due to a lack of proper record keeping and/or adult supervision of the fundraiser; these will not be pleasant for anyone involved in the sale. Avoid these problems by following these guidelines:

- Work closely with the school bookkeeper and Activity Coordinator; their knowledge is of great value to you.
- Purchases may only be made with purchase orders or procurement cards. Never use cash receipts to purchase supplies – **BIG AUDIT ISSUE.**
- Inform administrators of fundraising sale dates and of sale procedures you will use.
- Set up a system for **daily** records of deposits and payments. Use an official district receipt book or, if computerized receipting is used, set up a SKU with the ASB bookkeeper to receipt sales. Audit your records periodically with the school bookkeeper.
- Use individual cash count sheets attached to envelopes for student deposits; allow enough time to verify each deposit in the student's presence before the receipt is written. **Save the cash count sheets; they are part of your financial records.**
- Deposit money **DAILY**. After **DAILY** student deposits have been collected, fill out **Form I, Deposit Record** form; deposit **DAILY** collections to the school bookkeeper.
- Never cash a check or give change for a check. Money must be deposited intact (the same form as it was received). Also, you run the risk of the check being NSF and then you are out both the check amount and any change that you have given.

Deposits can only be made through the school bookkeeper to the district depository account. **No personal bank accounts are allowed.**

Assign a single student to maintain all revenue records for your sale.

Assign another student to maintain the sales records of each salesperson (who has what; what has been sold; what has been returned). Use **Form H, Fundraiser Check Out Sheets**.

If several fundraisers are conducted throughout the school year, students should be rotated on the above duties as much as possible. This is an example of good internal controls (separation of duties).

PROCEDURES FOR FUNDRAISING

The following procedures should be followed to ensure accountability and adequate internal controls.

PRIOR TO THE SALE:

1. Submit **Form B – Fundraiser/Activity Proposal** to the Student Council requesting permission to conduct a fundraiser. This should be part of the budget process to ensure adequate spending authority for the activity. All fundraising is to be approved by the student council and the school administrator and must also be of a type approved by the school district Board of Directors.
 - a. Establish a timetable for beginning and ending dates of the event.
 - b. Have your fundraiser placed on the building calendar.
 - c. Obtain information on record keeping requirements and sale procedures.
 - d. Set the sales prices for each item, be sure to include tax and shipping costs. (See compensatory tax, Section 2.8; sales tax exemptions, Section 2.8.)
2. Select a vendor; fill out a request for a purchase order before ordering any merchandise. Quotes are strongly suggested to get the best price. Quotes are required for all purchases of more than \$1,500 or for clothing and uniform purchases. See **FORM E, Quotation**. A copy of the purchase order will be returned to you.
 - a. Obtain a written agreement with the vendor that all unsold, like new merchandise may be returned for credit. The agreement should also state that any awarding of incentives or prizes will be by the vendor. Otherwise, *the ASB activity will most likely be billed for these prizes.*

- b. List articles to be ordered by catalog number, description, quantity and price.
 - c. Consideration should be given as to whether or not bid laws apply. Call the district Purchasing or Accounting Office for this information or visit the Business Services website located under District Services on the SHSD website.
- 3. If you completed **Form B, Fundraiser/Activity Proposal** as part of the budget process (see #1. above), contact your school bookkeeper before you proceed. If not, complete **Form B, Fundraiser/Activity Proposal** now and follow #1 above.
- 4. When the merchandise is received:
 - a. Count (inventory) items received matching them against packing slips and your copy of the purchase order.
 - b. Sign your name as received on the invoice or packing slip.
 - c. Keep the merchandise secure (locked up) until it is checked out to students.
- 5. Use **Form G, Parental Permission for Fundraising**. This is a written agreement with students informing them of their responsibility for all products checked out to them. This agreement requires parent authorization as indicated by their signature.

PROCEDURES DURING THE SALE

FUNDRAISERS WITH INVENTORY CHECKED OUT TO STUDENTS:

1. The club advisor or designated students will be responsible for checking merchandise in and out. Use **Form H, Fundraiser Check Out Sheets**. All merchandise not checked out is to remain in a locked secure area. (Extended fundraisers such as school store and pop machine require monthly inventory counts and reconciliation.)
2. Individual student records must be maintained. *Records protect both students and advisor.*
 - a. Students receiving product must sign their **individual** check out sheet ***each time*** they receive merchandise.
 - b. Students and the advisor must sign their **individual** check out sheet ***each time*** they submit money or when merchandise is returned.
 - c. Students should turn money in daily. Advisors must contact students at least weekly and make a notation on the student record that they have done so.
 - d. This is an opportune time to perform an instantaneous reconciliation between what has been checked out against what has been turned in, either in money deposited or product returned. **Do not allow student additional product until previous product checkout has been reconciled.**
 - e. Inventory Check Out Sheets form the basis of an ASB club's financial record keeping.
3. Deposit funds collected with the school ASB bookkeeper daily using **Form I, Deposit Record**. The bookkeeper will verify your deposit total and issue a receipt to you as advisor of the club.

PROCEDURES DURING THE SALE

FUNDRAISERS-ITEMS ARE PRESOLD:

Some fundraisers are sold before the items are ordered (e.g., cookie dough, clothing, magazines, catalog sales, etc.).

1. **Form G, Parental Permission Form** must be received before the student can start selling. Parents may not want the student involved in the fundraiser, so don't make the assumption its okay with the parent. **Do not proceed without a signed permission form**, which will become a permanent part of the fundraiser activity file for review by the auditor. See Procedures After the Sale for more information.
2. Advisor will provide individual order forms or use the forms provided by the vendor.
3. Students should turn in orders daily. Advisor will submit money daily to the ASB bookkeeper.

ASB money is never to be taken home or left in the classroom.

ASB money is never to be put into a private personal bank account.

PROCEDURES AFTER THE SALE

ALL FUNDRAISERS:

1. **Maintain a fundraiser file.** It should contain:
 - a. Copy of the purchase order or procurement card receipt
 - b. Copy of the invoice(s) and packing slips
 - c. Copy of **Form B, Fundraiser/Activity Proposal**
 - d. Copy of **Form G, Parental Permission for Fundraising** or Registration forms if applicable.
 - e. Copy of **Form H, Fundraiser Check Out Sheet**
 - f. Deposit receipts and deposit records, **Form I, Deposit Record**
 - g. List of unsold merchandise
 - h. Receipt from UPS or post office for return of product
 - i. Copy of the credit memo OR a copy of the interactivity transfer if another activity 'purchases' your unsold inventory
 - j. Copy of **Form B, Fundraiser/Activity Final Reconciliation**
2. The final reconciliation shall be submitted to the Student Council for approval and all above documents must be submitted to the ASB Bookkeeper.

FUNDRAISERS WITH INVENTORY CHECKED OUT TO STUDENTS:

1. Verify all student inventory check out sheets for accuracy.
 - a. Make a list of students who have not returned product checked out to them and amounts due.
 - b. Submit this list to the ASB Bookkeeper for collection.
2. List and count all unsold merchandise; return it to the locked secure area for safekeeping.
 - a. Return all unsold product to the vendor for credit. **Do not delay returns**, some merchandise has a 'shelf life'. Sometimes unsold items can be sold to another activity or hold a clearance sale at reduced prices.

- b. **Keep records.** Finalize regular sale before beginning clearance sale.

FUNDRAISERS-ITEMS ARE PRESOLD:

1. Advisor will contact all students and collect unused order forms.

WRAPPING UP SALES

Occasionally club fundraisers tend to drag on and on; this is a situation that can create problems for you, your club and school Activities/Principal's office personnel.

Don't let this happen. Set your deadline and stick to it.

At sale end, complete **Form B, Fundraiser/Activity Final Reconciliation**, return it to the office **with a list of those students who have not fulfilled their sale obligations**. These are now fines.

Deposit any final money received with the school bookkeeper.

Should a student fail to return items checked out to them or payment for them, schools may (by law) place their name on the school fine list; students will be held accountable for merchandise or money before grades or diplomas may be received or records transferred to other schools should they withdraw.

Make an inventory list; return any unsold merchandise in good condition to the vendor for credit. *Request a credit invoice.* The inventory list should also be filed with sale records in the ASB office.

It is necessary to inventory unsold items. Inventory must be stored in a locked area and the inventory list filed with the ASB Advisor. Items can be sold at a later sale, sold to the school store for resale or included in another fundraising event. Items cannot be given away although they may be sold at reduced prices in a clearance sale. Keep separate records of this sale.

Keep detailed records of everything that occurs concerning the sale. Document beginning and ending sale dates at original prices; have separate records for sale dates at clearance prices.

Activity clubs should *not* have to absorb losses due to student negligence.

Fundraising events must show a reasonable profit at conclusion of the sale.

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TRAVEL

When traveling with an ASB club or activity there are usually costs associated with the travel.

If you are leaving the school facility with students, you will need to acquire the proper field trip packet located on the SHSD website, District Services, Business Services, Field Trips. Please follow the instructions included in the Field Trip Packet.

If leaving from the school facility, personal vehicles are not an allowed form of transportation. A SHSD van, bus or charter bus will be needed. The transportation department has a transportation request form that needs to be filled out and approved by your Administrator (see the field trip packet). The form should go through the Office Coordinator for coordination with the transportation department.

The ASB club/activity will be charged for all transportation costs. It's important to estimate how much you will spend and note it on **Form B, Fundraiser/Activity Proposal**.

If traveling out of state (excludes Portland) with students, you must first get School Board approval. Obtain the Field Trip Packet from the district website and get approvals AND fill out the Travel Request Form located on the District website, District Services, Business Services, Travel. Both forms will need School Board approval PRIOR to travel. You will need to fill out Form D, Purchase Order Request

With pre-approval by the School Board and the ASB Student Council, the district procurement card (p-card) is available for hotel reservations, airfare, student meals, and other travel related costs. Advisor and coach meals will be reimbursed on a per diem basis per the Federal allowable rates. See the District Travel page located under District Services, Business Services, Travel.

For more information on travel, visit the SHSD website, District Services, Business Services, Travel. Will need to be created!

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Appendix A

Forms/Checklists

Note:

Forms are included in this manual but will be revised and will available on the SHSD website, District Services, Business Services, ASB. Notification will be sent out when revisions are completed and when posted to website.

APPENDIX A

FORMS/CHECKLISTS

| | |
|--------|---|
| Form A | ASB Advisor's Agreement |
| Form B | Fundraiser/Activity Proposal & Final Reconciliation |
| Form C | Fundraising Checklist |
| Form D | Purchase Order Request |
| Form E | Quotation Form |
| Form F | Personal Service Contract |
| Form G | Parental Permission for Fundraising |
| Form H | Inventory Check Out Sheet |
| Form I | Deposit Record |
| Form J | Ticket Seller Report |
| Form K | Monetary Donation |
| Form L | Hold Harmless Agreement (Equipment Donation) |
| Form M | ASB Timesheet |
| Form N | Sample ASB Constitution and By-Laws |
| Form O | Sample ASB Constitution and By-Laws of an ASB Club |

Field Trip & Travel forms can be found on the SHSD website, District Services, Business Services, Field Trip Packet or Travel

ASB Club/Class/Sport/Coach Advisor's Agreement

As an Advisor or Coach of Steilacoom Historical School District, I accept that I have a responsibility to:

- Write, implement and/or execute all elements of the club constitution.
- Provide supervision of students immediately before, during, and after all school sponsored activities.
- Obtain parental permission forms prior to the fundraiser and submit all forms upon completion of fundraiser to the ASB Bookkeeper.
- Plan events that minimize conflicts with other district and building events.
- Develop an annual budget plan including anticipated revenue and expenditures.
- Keep accurate inventory records of all district and school property.
- Follow proper procedures for cash handling and purchasing.
- Follow proper procedures for fundraising, including use of required forms and timely submission to the ASB Bookkeeper.

I acknowledge receipt of the "SHSD ASB Fund Handbook" and the "PTSA & Booster Club Handbook" and I will comply with both.

I have read the recordkeeping requirements for fundraisers and agree to follow them to ensure that the paperwork is completed as required by the state auditor's office.

Advisor/Coach Signature

Date

Printed Name

Club/Sport

ASB FUNDRAISER/ACTIVITY PROPOSAL

(Proposal requires Student Council Approval - Allow time for approval and then PO processing)

CLUB NAME _____ ACCOUNT # _____ - 00 - _____ ADVISOR _____

SALE START DATE _____ SALE END DATE _____ ACTUAL EVENT DATE _____

ACTIVITY NAME _____ PLACE ON CHS ONLINE STORE Yes ☐ No ☐

REVENUE SOURCES:

| | Quantity | x | Unit Price | = | Revenue |
|--------------------------|----------|---|------------|---|---------|
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| TOTAL PROJECTED REVENUE: | | | | | _____ |

EXPENSES:

(From vendor quote, include shipping and tax)

| | Quantity | x | Unit Cost | = | Expense |
|---------------------------|----------|---|-----------|---|---------|
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| TOTAL PROJECTED EXPENSES: | | | | | _____ |

*Include transportation, supervision, substitute, custodian, security, food, etc. Fill out PO Request for each vendor.

TOTAL PROJECTED EXPENSES:

TOTAL PROJECTED PROFIT: \$ _____

(Total Revenue Less Expenses)

ADVISOR/COACH SIGNATURE _____

DATE _____

ASB STUDENT TREASURER _____

ASB PRIMARY ADVISOR _____

DATE COUNCIL APPROVED _____

FUNDRAISING FINAL RECONCILIATION

(TO BE FILLED OUT ONCE FUNDRAISER IS COMPLETE)

1. Sales were accomplished through _____ (I.e. pre-orders, ticket sales, registration, etc.)
2. Number of members who participated in the sale _____
3. Number of members who have not fulfilled their payment obligation and have fines on their account _____
(Give student fine list to the ASB Bookkeeper so fines can be placed on students' accounts. Club account will be credited once fines are paid.)
4. Have any unsold items been placed in inventory to be managed by the club advisor/coach? (Circle one) Yes / No / N/A

ACTUAL REVENUE

| | Quantity Sold | x | Unit Price | = | Revenue |
|-----------------------|---------------|---|------------|---|---------|
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| _____ | _____ | | _____ | | _____ |
| TOTAL ACTUAL REVENUE: | | | | | _____ |

RECAP

| | | |
|--|-------|---|
| TOTAL ACTUAL REVENUE | _____ | Agrees to Attached Revenue Report |
| FUND TRANSFER FROM CLUB ACCOUNT | + | Provided by Bookkeeper |
| FUND TRANSFER FROM GENERAL STUDENT BODY | + | Provided by Bookkeeper |
| SUB-TOTAL | _____ | |
| TOTAL ACTUAL EXPENSES | - | Agrees to Attached Expenditure Report (Reimburse Gen. Student Body if funds borrowed) |
| TOTAL PROFIT | = | _____ |
| GENERAL STUDENT BODY UNUSED FUNDS RETURNED | _____ | Provided by Bookkeeper |

PROFIT FORECAST MET? If yes, exceeded by \$ _____ If not, why? _____

Attach the following reports and documents to this form: (1) Fund Balance Summary, (2) Student Purchases by Item, (3) Expenditure Report, (4) Summary of Fine Listing if applicable, and (5) Itemized Invoices

ADVISOR/COACH SIGNATURE _____

ASB BOOKKEEPER _____

ASB STUDENT TREASURER _____

ASB PRIMARY ADVISOR _____

DATE COUNCIL APPROVED _____

Form B

Effective 08/19/11

FUNDRAISING CHECK-LIST

- ☐ Is this type of fundraiser approved by School Board Policy
- ☐ Before holding a fundraiser, each club/class or athletic activity must fill out **Form B, Fundraiser/Activity Proposal** (the price of items need to be an even dollar amount). Donated items need a donation form filled out by the person donating the items. **Form K, Monetary Donation Agreement** and **Form L, Donation and Hold Harmless Agreement**.
- ☐ Submit the completed **Form B, Fundraiser/Activity Proposal** to the Student Council for approval (noted in the minutes) before any purchase requisitions can be signed by the student treasurer.
- ☐ After approval, complete a Request for Purchase Order to be approved by Student Council. Do not order merchandise before a purchase order number has been issued to you.
- ☐ A club advisor needs to be present at the club booth during the entire time the club is selling items.
- ☐ Have all students/parents complete **Form G, Parental Permission** for Fundraising if they will be handling money or have inventory checked out to them. Keep forms on file and submit to ASB Bookkeeper upon completion of fundraiser.
- ☐ Always maintain adequate records when collecting money.
- ☐ Keep track of inventory sold by using a Master Receipt Log for items under \$15.00 or a Receipt Book if items are \$15.00 or more. Specify the number of inventory on the Master Receipt Log at the beginning of the event.
- ☐ The club advisor is required to have students sign for the inventory that has been checked out to them. Record all student product/merchandise transactions on **Form H, Fundraiser Check Out Sheets**. This will avoid any questions about whether or not a student is responsible for merchandise after the sale ends.

☐

FUNDRAISING CHECK-LIST (Continued)

- ☐ Assign a single student to maintain all revenue records for your sale. Assign another student to maintain the sales records of each salesperson (who has what; what has been sold; what has been returned).
- ☐ Students must either sell items and turn in money collected or return undamaged items at completion of the sale. Otherwise, the student will be obligated to pay the amount of lost or stolen product.
- ☐ Whenever possible, return unsold merchandise to the company for credit.
- ☐ Fill out a Deposit Record form and make daily deposits via the ASB Bookkeeper.
- ☐ Fill out **Form B, Fundraiser/Activity Final Reconciliation** and submit it to the ASB Bookkeeper.
- ☐ Turn in invoices and packing slips to the ASB Bookkeeper so that payment may be made in a timely manner.
- ☐ A food handler's permit is required for clubs selling unpackaged food items. A permit from the Health Dept. may also be required.

Make copies for your records!

Purchase Order Request/P-Card Request

(Submit form to ASB/Student Accounts Office at least one week in advance)

Vendor: _____

Date: _____

Address: _____

Remember to attach any of the following forms to this Request if applicable: Food & Beverage Form, Clothing Quotation, Personal Service Contract, Meal Reimbursement for Day Travel

Phone: () _____

Fax: () _____

Email: _____

Date PO Needed By: _____

Directions for Student Accounts:

☐

Student Accounts To
RETURN PO to Club Advisor and
Advisor will Place Order
Student Accounts To

☐

EMAIL PO to Vendor and Advisor
(specify email address)

☐

Advisor/Coach to use
Procurement Card

| Item Number | Description | Qty | Unit | Unit Price | Total |
|-------------|-------------|-----|------|------------|-------|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

Office Use Only

Proposal Received & Approved Yes / No
Within Budget Amount: Yes / No Date: _____
(Transferred from acct# _____, \$ _____)
Funds Available Yes / No
Date Funds Transferred _____
(Transferred from acct# _____, \$ _____)

Item Subtotal: _____

Shipping & Handling _____

Subtotal: _____

(Item Subtotal + Shipping X 9.4% = T Tax: _____

Total: _____

Account Name: _____

Account Code: _____ - 0 0 - _____ - 0 0 0 0 - 0 0 0 0

APPROVAL: _____

Signature of Club Advisor/Coach

ASB Primary Advisor

ASB Student Treasurer

ASB Bookkeeper

Student/Club Representative

Contract for Personal Services

Paid Through Payroll

Steilacoom Historical School District No.1
510 Chamber Street
Steilacoom, WA 98388
(253) 566-2200 – Phone
(253) 584-7198 – Fax

Date: _____

Purchase Order Number: _____

Between Steilacoom Historical School District No.1 (Herein after referred to as District) and:

Name (Herein after referred to as Consultant)

Telephone

Address

City, State & Zip

In consideration of the promise and conditions contained herein, the District and the Consultant do mutually agree as follows:

1. Consultant Responsibilities:

Consultant shall perform the following duties to the satisfaction of the Superintendent or Designee and submit an Extra Hours Time Sheet to SHSD when work is complete:

on

Date

Time

Location

Will the consultant have regular scheduled unsupervised access to children? ☐ Yes or

☐ No. If Yes, see item 10 and submit to the fingerprint requirement.

2. District Responsibilities:

In consideration of the Consultant's satisfactory performance of the responsibilities set forth herein, the District shall compensate the Consultant as follows:

Gross Payroll Amount \$ _____. Net check will be less applicable payroll taxes

3. Effective Duration:

This contract shall commence on:

Date

and shall terminate at midnight on

Date

4. Independent Contractor Status of Consultant

Consultant and Consultant's Employees shall perform all duties pursuant to this contract as an independent contractor.

5. Indemnification

Any and all claims which hereafter arise on the part of any and all persons as a direct or indirect result of Consultant or Consultant's Employees' or Agents' performance or failure to perform duties pursuant to this contract, shall be Consultant's sole obligation.

6. Termination

This contract may be terminated by the Superintendent upon written notification thereof to the Consultant. In the event of termination by the District, Consultant shall be entitled to an equitable proration of the total compensation provided for herein for uncompensated services which have been performed as of termination.

7. Verbal Agreements

This written contract constitutes the mutual agreement of Consultant and the District in whole. No alteration or variation of the terms of this contract and no oral understanding or agreements not incorporated herein, unless made in writing between the parties hereto, shall be binding.

8. Applicable Law

This contract shall be governed by the laws of the State of Washington.

9. Nondiscrimination

The consultant and Consultant's Employees assures Steilacoom Historical School District No.1 that its Agency/Labor Union will comply with all state and federal guidelines and/or regulations. Therefore, all applicants seeking employment opportunities will be considered and will not be discriminated against on the basis of race, color, national origin, sex or handicap. This is in accordance with Titles VI of the 1964 Civil Rights Act; Section 504 of the Rehabilitation Act, 1973, as amended; and Title IX/RCW 28A.640 of the Education Amendments of 1972, as amended.

10. Crimes Against Children

RCW 28A.400.330 requires, the consultant and any of their employees who will have contact with children during the course of his or her employment and who has pled guilty to or been convicted of any felony crime involving crimes against children is prohibited from working at the district. Failure to comply with this section shall be grounds for immediate termination of the contract. Per RCW 28A.400.303 if the consultant or any of the consultant's employees will have regularly scheduled unsupervised access to children they shall be required to a record check through the Washington State Patrol criminal identification system and through the Federal Bureau of Investigation before hiring the consultant or their employees. The record check shall include a fingerprint check. Please reference the fingerprint instructions.

11. Certification Regarding Debarment, Suspension and Ineligibility.

If federal funds are expended under this Contract, the Consultant certifies that neither it nor its principals are presently disbarred, declared ineligible or voluntarily excluded from participation in transactions by any federal department or agency. Completion of the suspension and debarment form is necessary if federal funds will be expended.

In witness whereof, the District and Consultant have executed this contract.

By _____
Steilacoom Historical School District, Administrator Consultant Signature

Title Social Security Number

Superintendent/Designee Signature

Form F

Who confirms that he/she is the Consultant identified herein, or a person duly qualified and authorized to bind the consultant so identified in the foregoing contract, subject to requirements 4, 5, 6, 7, 8, 9, 10 & 11 as noted above.

Date: 04/01/2014

PARENTAL PERMISSION FOR FUNDRAISING

Date _____

School _____

Dear Parent:

The _____ Club is planning to sell _____ as a fundraiser to support activities. Certain guidelines are necessary and I ask that you read this carefully and review it with your son or daughter before the sale begins.

1. Your student will have total responsibility for the product. If it is lost or stolen, he or she will be obligated to pay that amount.
2. Merchandise should never be left in lockers or unattended in classrooms.
3. It is not necessary for a student to carry boxes of merchandise with them during the school day. It is suggested that students pick up the product from me toward the end of the school day.
4. It is also recommended that the student carefully count all merchandise that is checked out to them prior to signing for the product.
5. Full credit will be given to the student for any unopened merchandise returned to me *by completion of the sale*.
6. Either merchandise checked out to the student or the appropriate amount of money **must** be *returned to me by the end of the sale*.
7. **Money collected should be turned in exactly as collected. Please do not deposit to a personal account and write a check for the total amount.**

Sincerely,

Club Advisor

I have read the above sale guidelines and agree to allow my son/daughter to participate in the fundraiser.

(Parent Signature)

(Student Signature)

(Date)

(Parent Printed)

(Student Printed)

(Date)

Steilacoom Historical School District

Inventory Check-Out Sheet

Name: _____

Student and Advisor must sign each time product is checked out, money is turned in, product is returned or fine is placed on student's account.

| PRODUCT CHECKED OUT | | | A | B | C | | |
|---------------------|---|-------------------|--------------------------|-----------------------|---|--|--|
| Date | Student Signature for Product Checked Out | Advisor Signature | # of Product Checked Out | Unit Price of Product | \$ Amt of Product Checked Out $A \times B = C$ | | |
| | | | | | | | |
| | | | | | | | |
| TOTAL | | | | | | | |

| PRODUCT SOLD/MONEY TURNED IN | | | D | E | F | G | H |
|------------------------------|--|-------------------|-------------------|-----------------------|---|---|--|
| Date | Student Signature for Product Sold/Money Turned In | Advisor Signature | # of Product Sold | Unit Price of Product | \$ Amt of Sold Product Student Should Turn In $D \times E = F$ | Actual \$ Amt of Sold Product Turned In | Total Owed for Sold Product $F - G = H$ |
| | | | | | | | |
| | | | | | | | |
| TOTAL | | | | | | | |

| PRODUCT RETURNED | | | I | J | K | | |
|------------------|--|-------------------|------------------------------|-----------------------|--|--|--|
| Date | Student Signature for Product Returned | Advisor Signature | # of Unsold Product Returned | Unit Price of Product | \$ Amt of Product Returned $I \times J = K$ | | |
| | | | | | | | |

| PRODUCT NOT RETURNED | | | L | M | | N |
|----------------------|---|-------------------|----------------------------------|-----------------------|--|--|
| Date | Student Signature for Product <u>NOT</u> Returned/ Fine on Account | Advisor Signature | # of Unsold Product NOT Returned | Unit Price of Product | | Total Owed for Unsold Product Not Returned $L \times M = N$ |
| | | | | | | |

Note: (1) # of Sold Product + Returned Product + Not Returned should equal the # of Product Checked Out.

(2) Submit the Check-Out Sheet to the ASB Bookkeeper so any fines can be placed on the student's account.

TOTAL OWED (H+N)

STEILACOOM HISTORICAL SCHOOL DISTRICT DEPOSIT RECORD

FUNDRAISER _____ DATE _____

CLUB NAME _____ ACCT # _____

LOCATION OF SALE _____

GROSS PROFIT

| <u>ITEMS SOLD:</u> | <u># SOLD</u> | <u>PRICE</u> | <u>TOTAL</u> |
|--------------------|---------------|--------------|--------------|
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |
| TOTAL SALES | | | _____ |

CASH COUNT SHEET

| | | | | | | |
|----------------|---------|---|-------|----------------|---|-------|
| _____ | X \$100 | = | _____ | X 1.00 | = | _____ |
| _____ | X \$50 | = | _____ | X 0.50 | = | _____ |
| _____ | X \$20 | = | _____ | X 0.25 | = | _____ |
| _____ | X \$10 | = | _____ | X 0.10 | = | _____ |
| _____ | X \$5 | = | _____ | X 0.05 | = | _____ |
| _____ | X \$1 | = | _____ | X 0.01 | = | _____ |
| Total Currency | | | _____ | Total Coins | | _____ |

Total Currency _____

Total Coins _____

Less Starting
Change _____

Counted By _____

Counted By _____

ASB Bookkeeper _____

Cash to Deposit _____

Checks to Deposit _____

Total Deposit \$ _____

Less Total Sales _____

Cash Over/Short* _____

* If ± \$5.00 document the reason.

Steilacoom Historical School District Monetary Donation Agreement

The (*Donor's Name*) _____ hereby gives to the
Steilacoom Historical School District No.1 a monetary donation in the amount of \$ _____
(check # _____). This donation is for the sole and express purpose of:

It is agreed between the (*Donor's Name*) _____
and the Steilacoom Historical School District that the donation will be spent for its intended purpose.
Any unused or unexpected funds must be reported to the (Donor's
Name) _____ and approval is required to spend any remaining funds.
Steilacoom Historical School District will provide a complete accounting of the expenditures of the grant
funds to the Donor.

| Donor's Information |
|----------------------|
| Name of Organization |
| Address |
| City, State, Zip |
| Title |
| Name (Please Print) |
| Signature |

| Steilacoom Historical School District Information |
|--|
| Principal's, Director's, or Designee's Signature |
| Date |
| Board Action Information (Required if value \$1,000 or more) |
| *Date of Board Meeting |
| <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> N/A |
| Signature of Secretary to the Board/ Superintendent |

* Please submit this completed form to the Superintendent's Office for Board action.

Donation and Hold Harmless Agreement

The (Donor's Name) _____ presents the following equipment to the Steilacoom Historical School District

| | | Date: | |
|------|-------------|-------------------------|--|
| Qty. | Description | Donor's Estimated Value | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

The School District hereby agrees to:

1. Accept ownership of the above-described equipment.
2. Accept responsibility for the installation and maintenance of the above-described equipment.
3. Hold the (Donor's Name) _____ harmless from any claim or lawsuit arising from damages caused by or from the use of said equipment.
4. Other: _____

| Donor's Information | Steilacoom Historical School District Information |
|----------------------|---|
| Name of Organization | Principal's, Director's, or Designee's Signature |
| Address | Date |
| City, State, Zip | Board Action Information (Required if value \$1,000 or more) |
| Title | *Date of Board Meeting |
| Name (Please Print) | <div style="display: flex; justify-content: space-around;"> ___ Approved ___ Denied ___ N/A </div> |
| Signature | Signature of Secretary to the Board/ Superintendent |

* Please submit this completed form to the Superintendent's Office for Board action.

ASB TIME SHEET

Are you: Sub Contracted
 (paid mid-month) (paid end of month)

It is the responsibility of each employee to sign and turn in their time sheet on or before the last day of each month. Failure to do so will result in the delay of payment to the next pay date.

GF Account# 0199 28 3000 0000 0082

SAMPLE ASB CONSTITUTION AND BY-LAWS

An Associated Student Body shall be formed in each school within the district whenever one or more students in that school engage in money-raising activities with the approval and at the direction or under the supervision of the district. An Associated Student Body shall be a formal organization of students, including sub-components or affiliated student groups, and each Associated Student Body program to the board of directors for approval. All property and money acquired by Associated Student Bodies shall be district funds and shall be deposited and disbursed from the Associated Student Body program fund.

CONSTITUTION OF THE STUDENT BODY OF _____ SCHOOL

Preamble

We, the students of _____ High School, for the promotion of good government, good sportsmanship, student activities, and the general welfare of the student of _____ High School, establish this Constitution of the Student Body of _____ High School.

Article 1. Name of Organization

Section A. It is resolved that the name of this organization shall be the _____ High School Student Council.

Article 2. Purpose

The principle purpose of this organization shall be to:

Section A. Unify all student organizations under one general contract.

Section B. Aid in the Administration of the school.

Section C. Develop an understanding and appreciation of the democratic process.

Section D. Develop in all students a growing understanding of membership in a democracy in the school.

Section E. To promote, in all ways, the best interests of the school.

Section F. To encourage student involvement and enthusiasm in all school activities.

Section G. To discuss and settle disputes which arise between organizations and activities.

Article 3. Student Council shall have powers to:

Section A. Help make rules and/or guidelines for the betterment of the school, its life, or its interests. For example:

- Student Council.
- Social Activities.
- Assemblies.
- Preservation of school and personal property.

Section B. Grant charters to clubs and organizations.

Section C. Investigate and report on matters referred to it by the student body or faculty.

Section D. Approve all student body financing and spending.

Section E. The powers of the Council are delegated to it by the principal, who shall have the power to veto any measure adopted by the council, if he/she feels the measure unreasonable or in violation of the Washington State Code, school policies, or law.

Article 4. Membership

Section A. The student body of the _____ High School shall consist of all the students from the ninth, tenth, eleventh and twelfth grades and the members of the faculty of those grades.

Section B. Student Council shall be comprised of _____ executive members plus class representatives, homeroom representatives, one faculty member [list others].

Section C. The executive council shall consist of the following:

- President
- Vice President
- Treasurer
- Secretary

Article 5. Duties of Student Council Members

Section A. Duties of the ASB president:

- Enforce the constitution.
- Veto an issue with reason.
- Receive committee reports.
- Appoint committees.
- Be a rep. at school related community functions.
- Be a non-voting member at Student council meeting, except in the event of breaking a tie vote.

Section B. Duties of the ASB Vice President:

- To fulfill the duties of the president in the president's absence or in case of resignation or incapacity of the president.
- To be an ex-officio member of all committees.
- To be a representative at all school related functions, in the president's absence.

Section C. Duties of the ASB Secretary:

- To keep accurate and up-to-date minutes of all regular and special student council and executive meetings.

- To make copies of the minutes for all members of Student council and the faculty office.
- To be responsible for all correspondence from student council and the faculty.
- To supply members with the agenda prior to meetings.

Section D. Duties of the ASB Treasurer:

- Approve all bills authorized by the Student Council.
- To make financial reports and accounts for all ASB expenditures.
- Assist with ASB finances.
- Chair of ASB Budget Committee.

Section E. Duties of Homeroom Representatives:

- To represent the views of the people in his/her advisory.
- To report all Student Council actions to the advisory.
- To assist in student body activities.
- To keep an up-to-date notebook of all student council meetings and correspondence.

Article 6. Student Council Positions

Section A. Major Officers:

- President (elected).
- Vice President (elected).
- Treasurer(s) (appointed).
- Secretary (elected).

Section B. Intermediate Offices:

- Class Officers.
- Association representative.

Section C. Minor Offices:

- Class representatives.
- Club representatives.
- Homeroom representative.
- Club non-representative officers.
- Class non-representative officers.

Section D. A major officer may not hold an intermediate office, but may hold one minor office.

Section E. An intermediate officer may not hold a major office but may hold two minor offices.

Section F. A student may not hold three minor offices.

Article 7. Eligibility of Student Council Members

Section A. All Student Council members must have and maintain a cumulative _____ grade point average.

Section B. Requirements for all Student Council Members during their period of service shall be: Section 1. President, Vice President, Secretary and Treasurer must be Juniors or Seniors while holding the office.

Section C. A student must have been in attendance no less than 85% of the school year during the year he/she chooses to run for an office. Attendance requirement may be waived for certain specific conditions. Attendance at student council meetings is required. If absent, a substitute should be appointed.

Article 8. Jurisdiction over Vacant Offices

Section A. Any officer or member of Student Council missing three or more meetings without a reasonable and acceptable excuse may be suspended from the Council. Due process will be observed as related to Student rights and Responsibilities.

Section B. Any student who drops below the required GPA shall be suspended from the office or position. Due process will be observed as related to Student Rights and Responsibilities.

Section C. In the event of permanent vacancies in offices:

- New major officers will be appointed by Student Council.
- Intermediate and minor officers will be re-elected by the group they represent.

Article 9. ASB Card

Section A. The cost of the ASB card will be determined by the finance committee, and approved by the School Board.

Article 10. Voting

Section A. Each member of student council is allowed one vote for the office/organization he/she represents.

Section B. A person may represent only one organization at student council.

Section C. Any student may attend a student council meeting (with teacher's permission prior to the meeting) but may not vote unless a member.

Article 11. Meetings

Section A. Executive council will meet prior to every Student Council meeting to plan the agenda. All persons must request a place on the agenda at that time. Agendas will be given to all members at least two days prior to the meeting.

Section B. All Homeroom Representatives will hold a meeting before the scheduled student council meeting in order to gather input for the next meeting to report on that meeting.

Article 12. Elections

Section A. All ASB officers shall be for a twelve month period beginning the day of inauguration and continuing to the next inauguration.

Section B. Any student who wishes to run for an office may do by filing a declaration of candidacy with the ASB Advisor.

Section C. Appointed officers include:

5. Treasurer is chosen by the faculty and confirmed by the principal.

Section D. A student may run for only ____ major position(s) each year.

Section E. A primary election shall be held for the purpose of selecting two candidates to run for each office in the general election.

Section F. All Students enrolled in _____ High School have the right to vote in the ASB officers elections. Middle School students shall {shall not} vote.

Section G. Voting for officers will be held on _____.

Article 13. Amendments to student body constitution.

Section A. A petition for an amendment must be signed by one- third of the student body and presented to the council for approval in the form of an amendment. A copy of the petition shall be presented to the Principal.

Section B. The amendment must be posted for one week around campus.

Section C. Homerooms will vote on all amendments. In order to pass, the amendment must carry by a three-fourths majority of the student body and is subject to approval by the Principal.

Signatures of Intended Members/Date Signed

Signature of President of District Board of Directors/Date Signed

SAMPLE CONSTITUTION AND BYLAWS OF AN ASB CLUB

CONSTITUTION OF THE _____ CLUB OF _____ SCHOOL

Preamble

We, the students, for the promotion of good government, good sportsmanship, student activities, and the general welfare of the students of _____ High School, establish this Constitution of the _____ Club.

Article 1. Name of Organization

Section A. It is resolved that the name of this organization shall be the _____ Club of _____ High School.

Article 2. Purpose

The purposes of this organization shall be to:

Section A.

1. To create _____.
2. To achieve _____.

Section B.

- 1.
- 2.

Article 3. Membership

Section A. Membership in _____ Club is established by _____.

Section B. Membership in _____ Club is maintained by _____.

Article 4. Duties

Section A. Duties of _____ Club

- To create _____.
- To assist _____.
- To achieve _____.
- To organize _____.
- To attend _____.
- To support _____.
- To raise funds for _____.

Article 5. Eligibility

Section A. Eligibility of _____ Club All club members must have and maintain a cumulative _____ grade point average.

Section B. Requirements for all _____ Club Members during their period of service shall be required to:

- 1.
- 2.

Article 6. Amendments

Section A. This constitution shall be amended by a two-thirds majority vote of the membership provided _____.

Adopted on this ____ day of _____, 20____.

By: Approved by:

Appendix B

LEGAL

RCWs FOR ASB

[28A.320.030](#) Gifts, conveyances, etc., for scholarship and student aid purposes, receipt and administration.

[28A.325.010](#) Fees for optional noncredit extracurricular events -- Disposition.

[28A.325.020](#) Associated student bodies -- Powers and responsibilities affecting.

[28A.325.030](#) Associated student body program fund -- Fund-raising activities -- Nonassociated student body program fund moneys.

RCW 28A.320.030 Gifts, conveyances, etc., for scholarship and student aid purposes, receipt and administration.

The board of directors of any school district may accept, receive and administer for scholarship and student aid purposes such gifts, grants, conveyances, devises and bequests of personal or real property, in trust or otherwise, for the use or benefit of the school district or its students; and sell, lease, rent or exchange and invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof, if any, for the foregoing purposes; and enter into contracts and adopt regulations deemed necessary by the board to provide for the receipt and expenditure of the foregoing.

[1974 ex.s. c 8 § 1. Formerly RCW [28A.58.030](#).]

RCW 28A.325.010 Fees for optional noncredit extracurricular events — Disposition.

The board of directors of any common school district may establish and collect a fee from students and nonstudents as a condition to their attendance at any optional noncredit extracurricular event of the district which is of a cultural, social, recreational, or athletic nature: PROVIDED, That in so establishing such fee or fees, the district shall adopt regulations for waiving and reducing such fees in the cases of those students whose families, by reason of their low income, would have difficulty in paying the entire amount of such fees and may likewise waive or reduce such fees for nonstudents of the age of sixty-five or over who, by reason of their low income, would have difficulty in paying the entire amount of such fees. An optional comprehensive fee may be established and collected for any combination or all of such events or, in the alternative, a fee may be established and collected as a condition to attendance at any single event. Fees collected pursuant to this section shall be deposited in the associated student body program fund of the school district, and may be expended to defray the costs of optional noncredit extracurricular events of such a cultural, social, recreational, or athletic nature, or to otherwise support the activities and programs of associated student bodies.

[1977 ex.s. c 170 § 1; 1975 1st ex.s. c 284 § 1. Formerly RCW [28A.58.113](#).]

Notes: Severability -- 1975 1st ex.s. c 284: "If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of its provisions to other persons or circumstances is not affected." [1975 1st ex.s. c 284 § 4.]

RCW 28A.325.020 Associated student bodies — Powers and responsibilities affecting.

As used in this section, an "associated student body" means the formal organization of the students of a school formed with the approval of and regulation by the board of directors of the school district in conformity to the

rules and regulations promulgated by the superintendent of public instruction: PROVIDED, That the board of directors of a school district may act or delegate the authority to an employee of the district to act as the associated student body for any school plant facility within the district containing no grade higher than the sixth grade. The superintendent of public instruction, after consultation with appropriate school organizations and students, shall promulgate rules and regulations to designate the powers and responsibilities of the boards of directors of the school districts of the state of Washington in developing efficient administration, management, and control of moneys, records, and reports of the associated student bodies organized in the public schools of the state.

[1984 c 98 § 1; 1975 1st ex.s. c 284 § 3; 1973 c 52 § 1. Formerly RCW [28A.58.115](#).]

Notes: Severability -- 1975 1st ex.s. c 284: See note following RCW [28A.325.010](#).

RCW 28A.325.030 Associated student body program fund — Fund-raising activities — Nonassociated student body program fund moneys.

(1)(a) There is hereby created a fund on deposit with each county treasurer for each school district of the county having an associated student body as defined in RCW [28A.325.020](#). Such fund shall be known as the associated student body program fund. Rules adopted by the superintendent of public instruction under RCW [28A.325.020](#) shall require separate accounting for each associated student body's transactions in the school district's associated student body program fund. (b) All moneys generated through the programs and activities of any associated student body shall be deposited in the associated student body program fund. Such funds may be invested for the sole benefit of the associated student body program fund in items enumerated in RCW [28A.320.320](#) and the county treasurer may assess a fee as provided therein. Disbursements from such fund shall be under the control and supervision, and with the approval, of the board of directors of the school district, and shall be by warrant as provided in chapter [28A.350](#) RCW: PROVIDED, That in no case shall such warrants

be issued in an amount greater than the funds on deposit with the county treasurer in the associated student body program fund. To facilitate the payment of obligations, an imprest bank account or accounts may be created and replenished from the associated student body program fund.

(c) The associated student body program fund shall be budgeted by the associated student body, subject to approval by the board of directors of the school district. All disbursements from the associated student body program fund or any imprest bank account established thereunder shall have the prior approval of the appropriate governing body representing the associated student body. Notwithstanding the provisions of RCW [43.09.210](#), it shall not be mandatory that expenditures from the district's general fund in support of associated student body programs and activities be reimbursed by payments from the associated student body program fund.

(2) Subject to applicable school board policies, student groups may conduct fund-raising activities, including but not limited to soliciting donations, in their private capacities for the purpose of generating nonassociated student body fund moneys. The school board policy shall include provisions to ensure appropriate accountability for these funds. Nonassociated student body program fund moneys generated and received by students for private purposes to use for scholarship, student exchange, and/or charitable purposes shall be held in trust in one or more separate accounts within an associated student body program fund and be disbursed for such purposes as the student group conducting the fund-raising activity shall determine: PROVIDED, That the school district shall either withhold an amount from such moneys as will pay the district for its direct costs in providing the service or otherwise be compensated for its cost for such service. Nonassociated student body program fund moneys shall not be deemed public moneys under section 7, Article VIII of the state Constitution. Notice shall be given identifying the intended use of the proceeds. The notice shall also state that the proceeds are nonassociated student body funds to be held in trust by the school district exclusively for the intended purpose. "Charitable purpose" under this section does not include any activity related to assisting a campaign for election of a person to an office or for the promotion or opposition to a ballot proposition.

[2000 c 157 § 2; 1990 c 33 § 340; 1984 c 98 § 2; 1982 c 231 § 1; 1977 ex.s. c 160 § 1; 1975 1st ex.s. c 284 § 2. Formerly RCW [28A.58.120](#).]

Notes: Findings -- Intent -- 2000 c 157: "The legislature finds that current law permits associated student bodies to conduct fund-raising activities, including but not limited to soliciting donations, to raise money for school sports programs and school clubs. However, students also want to conduct fund-raising activities for charitable causes, such as to fund scholarships and student exchange programs, assist families whose homes have been destroyed, to fund community projects, and to rebuild the Statue of Liberty.

The legislature further finds that current law is not clear how student groups may raise funds for charitable purposes, whether proceeds from any fund-raising activities can be used for charitable purposes or only donations may be used for charitable purposes, and whether recipients must be "poor or infirm." This has resulted in considerable confusion on the part of students regarding what type of fund-raising is permissible when funds are raised for charitable purposes by student groups. It is the intent of the legislature to allow students to broaden the types of fund-raisers that they may conduct for charitable purposes in their private nonassociated student body capacities, and ensure that these funds will be separate from student body funds to avoid constitutional issues pertaining to the gifting of public funds." [2000 c 157 § 1.]

Severability -- 1982 c 231: "If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1982 c 231 § 2.]

Severability -- 1975 1st ex.s. c 284: See note following RCW [28A.325.010](#).

Establishment of associated student body fund: RCW [28A.320.330](#).

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WACs FOR ASB

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[392-138-003](#) **Authority**

The authority for this chapter is [RCW 28A.325.020](#) which authorizes the superintendent of public instruction to adopt rules and regulations regarding the administration and control of associated student body moneys.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-003](#), filed 7/25/01, effective 8/25/01. Statutory Authority: 1990 c 33. 90-16-002 (Order 18), [§ 392-138-003](#), filed 7/19/90, effective 8/19/90. Statutory Authority: [RCW 28A.58.115](#). 84-13-025 (Order 84-15), [§ 392-138-003](#), filed 6/13/84.]

392-138-005 Purposes.

The purposes of this chapter are to: (1) Implement [RCW 28A.325.020](#); (2) Designate the powers and responsibilities of the board of directors of each school district regarding the efficient administration, management, and control of moneys, records, and reports of associated student body funds; (3) Encourage the supervised self-government of associated student bodies; and (4) Permit fund-raising activities by students in their private capacities for the purpose of generating nonassociated student body private moneys.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-005](#), filed 7/25/01, effective 8/25/01. Statutory Authority: 1990 c 33. 90-16-002 (Order 18), [§ 392-138-005](#), filed 7/19/90, effective 8/19/90; Order 4-76, [§ 392-138-005](#), filed 3/4/76, effective 7/1/76.]

392-138-010 Definitions.

- (1) "Associated student body organization" means a formal organization of students, including subcomponents or affiliated student groups such as student clubs, which is formed with the approval, and operated subject to the control, of the board of directors of a school district in compliance with this chapter.
- (2) "Associated student body program" means any activity which (a) is conducted in whole or part by or in behalf of an associated student body during or outside regular school hours and within or outside school grounds and facilities, and (b) is conducted with the approval, and at the direction or under the supervision, of the school district.
- (3) "Central district office" means the board of directors and/or their official designee to whom authority has been delegated to act in their behalf.

(4) "Associated student body public moneys" means fees collected from students and nonstudents as a condition to their attendance at any optional noncredit extracurricular event of the school district which is of a cultural, social, recreational or athletic nature, revenues derived from "associated student body programs" as defined in subsection (2) of this section, and any other moneys received by an associated student body, not specified in subsection (5) of this section and WAC [392-138-100](#), for the support of an associated student body program.

(5) "Nonassociated student body private moneys" means moneys generated by fund-raising activities or solicitation of donations by student groups in their private capacities for private purposes and/or private gifts and contributions.

(6) "Associated student body governing body" means the student council, student activities board, or other officially recognized group of students appointed or elected to represent the entire associated student body within a school in accordance with procedures established by the board of directors of the school district.

(7) "Trust fund" means a fund used to account for assets held by the district in a trustee capacity for the specific purpose designated by the fund-raising group and described in the notice provided to donors prior to the fund-raising event. Such moneys must be accounted for separately from associated student body public moneys.

(8) "Held in trust" means held as private moneys either within a separate account within the associated student body fund or in a trust fund to be disbursed exclusively for an intended purpose.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-010](#), filed 7/25/01, effective 8/25/01. Statutory Authority: [RCW 28A.58.115](#). 84-13-025 (Order 84-15), [§ 392-138-010](#), filed 6/13/84; Order 4-76, [§ 392-138-010](#), filed 3/4/76, effective 7/1/76.]

392-138-011 Formation of associated student bodies required.

The formation of an associated student body shall be mandatory and a prerequisite whenever one or more students of a school district engage in money-raising activities with the approval and at the direction or under the

supervision of the district: Provided, That the board of directors of a school district may act, or delegate the authority to an employee(s) of the district to act, as the associated student body governing body for any school facility within the district containing no grade higher than the sixth grade.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-011](#), filed 7/25/01, effective 8/25/01.]

392-138-013 Powers — Authority and policy of board of directors.

(1) The board of directors of each school district shall:

- (a) Retain and exercise the general powers, authority, and duties expressed and implied in law with respect to the administration of a school district and regulation of actions and activities of the associated student bodies of the district including, but not limited to [RCW 28A.320.010](#) (Corporate powers), [RCW 28A.150.070](#) (General public school system administration), [RCW 28A.320.030](#) (Gifts, conveyances, etc., for scholarship and student aid purposes, receipts and administration), [RCW 28A.600.010](#) (Government of schools, pupils, and employees), [RCW 28A.320.040](#) (Bylaws of board and school government), [RCW 28A.400.030](#) (2) and (3) (Superintendent's duties), [RCW 28A.600.040](#) (Pupils to comply with rules and regulations), [RCW 43.09.200](#) (Local government accounting -- Uniform system of accounting), [RCW 36.22.090](#) (Warrants of political subdivisions), and chapter [28A.505 RCW](#) (School district budgets);
- (b) Approve the constitution and bylaws of each district associated student body and establish policies and guidelines relative to:
 - (i) The identification of those activities which shall constitute the associated student body program;
 - (ii) The establishment of an official governing body representing the associated student body;
 - (iii) The methods and means by which students shall be permitted to raise and otherwise acquire associated student body moneys; and
 - (iv) The designation of the primary advisor to each associated student body and the authority of the primary advisor to designate advisors to the various student subgroup organizations affiliated with an associated student body;

- (c) Assign accounting functions, or portions thereof, to the school building level to be performed by a designated representative of an associated student body or centralize the accounting functions at the district central administrative office level;
- (d) Provide for the participation of the associated student body or bodies of the school district in the determination of the purposes for which associated student body public moneys and nonassociated student body private moneys if held as private moneys within the associated student body fund shall be budgeted and disbursed; and
- (2) If the district permits students to conduct fund-raising activities and solicitation of donations in their private capacities, they shall establish policies to permit such activities and the allowable uses of such moneys. The board policy and/or procedures must include the approval process for such activities as well as provisions to ensure appropriate accountability for these funds, which are required to be held in trust.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-013](#), filed 7/25/01, effective 8/25/01.]

392-138-014 Accounting procedures and records.

Associated student body public and nonassociated student body private moneys shall be accounted for as follows:

- (1) Accounting methods and procedures shall comply with such rules and regulations and/or guidelines as are developed by the state auditor and the superintendent of public instruction and published in the *Accounting Manual for Public Schools in the State of Washington* and/or other publications;
- (2) Whenever two or more associated student bodies exist within a school district, the accounting records shall be maintained in such a manner as to provide a separate accounting for the transactions of each associated student body in the associated student body program fund;
- (3) The fiscal and accounting records of associated student body program moneys shall constitute public records of the school district, shall be available for examination by the state auditor, and shall be preserved in accordance with statutory provisions governing the retention of public records; and

(4) Nonassociated student body private moneys shall be held in trust by the school within the associated student body fund or within a trust fund and be disbursed exclusively for such purposes as the student group conducting the fund-raising activity shall determine, subject to applicable school board policies. The district shall either withhold or otherwise be compensated an amount from such moneys to pay its direct costs in providing the service. Such funds are private moneys, not public moneys under section 7, Article VIII of the state Constitution.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-014](#), filed 7/25/01, effective 8/25/01.]

392-138-017 Segregation of public and private moneys.

When a school district has associated student body organizations that receive both public and private moneys as defined in WAC [392-138-010](#) (4) and (5), two separate sets of accounts shall be maintained. In addition, separate accounting records should be maintained by organization or purpose including clubs, classes, athletic activities, private purpose fund-raising events and general associated student body.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-017](#), filed 7/25/01, effective 8/25/01.]

392-138-018 Petty cash funds.

The board of directors of a school district may authorize the establishment and maintenance of associated student body petty cash funds for use in instances when it is impractical to make disbursement by warrant or check, subject to the following conditions:

- (1) A petty cash fund shall be initiated by warrant or check;
- (2) Paid-out receipts shall constitute invoices for the purpose of vouchering; and

(3) An upper limit of the amount of the petty cash fund shall be established by the board of directors.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, § 392-138-018, filed 7/25/01, effective 8/25/01.]

392-138-019 Compliance with bid law required.

The statutory provisions of [RCW 28A.335.190](#), the so-called "bid law" governing school district purchasing procedures, shall govern purchases payable from the associated student body funds.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, § 392-138-019, filed 7/25/01, effective 8/25/01.]

392-138-021 Title to property — Dissolution of associated student body or affiliated group.

Title to all such property acquired through the expenditure of associated student body public moneys shall be vested in the school district.

In the event a member organization affiliated with an associated student body elects to disband or ceases to exist for any reason, then:

(1) The school district and parent associated student body shall cease carrying any money or account on behalf of or to the credit of the organization; and

(2) The records of the organization shall be retained and disposed of in accordance with applicable state law regarding the retention and destruction of public records.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, § 392-138-021, filed 7/25/01, effective 8/25/01.]

392-138-105 Fees optional noncredit extracurricular events.

The board of directors of any common school district may establish and collect a fee from students and nonstudents as a condition to their attendance at any optional noncredit extracurricular event of the district which is of a cultural, social, recreational, or athletic nature: Provided, That in so establishing such fee or fees, the district shall adopt policies for waiving and reducing such fees in the cases of those students whose families, by reason of their low income, would have difficulty in paying the entire amount of such fees and may likewise waive or reduce such fees for nonstudents of the age of sixty-five or over who, by reason of their low income, would have difficulty in paying the entire amount of such fees. An optional comprehensive fee may be established and collected for any combination or all of such events or, in the alternative, a fee may be established and collected as a condition to attendance at any single event.

The board of directors shall adopt policies which state that:

- (1) Attendance and the fee are optional; and
- (2) The district will waive and reduce fees for students whose families, by reason of their low income, would have difficulty in paying the entire amount of such fees.

Fees collected pursuant to this section shall be designated as associated student body public moneys and shall be deposited in the associated student body program fund of the school district. Such funds may be expended to defray the costs of optional noncredit extracurricular events of such a cultural, social, recreational, or athletic nature, or to otherwise support the public activities and programs of associated student bodies.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-105](#), filed 7/25/01, effective 8/25/01.]

392-138-110 Associated student body public moneys — Associated student body program budget.

Each associated student body of a school district, with the guidance of the primary advisor, and at such time as is designated by the central district office, annually shall prepare and submit a financial plan (budget) for support of the associated student body program to the district

superintendent or his/her designee for consolidation into a district associated student body program fund budget and then present such budget to the board of directors of the district for its review, revision, and approval: Provided, That revisions of the budget submitted by an associated student body and revisions of the budget approved by the board of directors shall first be reviewed by the associated student body and, in the case of an approved budget, shall be subject to the requirements of chapter [28A.505 RCW](#) regarding emergency expenditures or budget extensions. The budget as approved shall constitute an appropriation and authorization for the disbursement of funds for the purposes established in the budget.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-110](#), filed 7/25/01, effective 8/25/01.]

[392-138-115](#) Associated student body public moneys — Deposit and investment.

All associated student body public moneys, upon receipt, shall be transmitted intact to the district depository bank and then to the county treasurer or directly to the county treasurer for deposit to the credit of the "associated student body program fund" of the school district and shall be accounted for, expended, and invested subject to the practices and procedures governing other moneys of the district except as such practices and procedures are modified by or pursuant to this chapter.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-115](#), filed 7/25/01, effective 8/25/01.]

[392-138-120](#) Associated student body public moneys — Imprest bank checking account.

The board of directors of a school district may authorize the establishment and maintenance of an associated student body imprest bank checking

account for convenience and efficiency in expediting disbursements, subject to the following conditions:

- (1) The maximum amount of such an account shall be no more than is necessary to provide for disbursements at the level of the month of highest estimated demand for disbursements;
- (2) An imprest bank checking account shall be initiated by deposit of, and replenished by, a warrant drawn on the associated student body program fund;
- (3) Disbursements from an imprest bank checking account shall be by check and shall be restricted to payments of invoices bearing evidence of student approval in accordance with associated student body bylaws;
- (4) An imprest bank checking account shall be replenished at least once each month by a warrant drawn on the associated student body program fund in payment of an approved voucher in an amount equal to the sum total of the disbursements made by check from the imprest bank checking account during the preceding interval; and
- (5) The replenishment voucher shall reflect such information as the central district office shall prescribe relative to identification of invoices, invoice approvals, codification of expenditures, cancelled checks, and other information deemed pertinent.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-120](#), filed 7/25/01, effective 8/25/01.]

392-138-125 Associated student body public moneys — Disbursement approval — Total disbursements.

Associated student body public moneys shall be disbursed subject to the following conditions:

- (1) No disbursements shall be made except as provided for in the budget approved pursuant to WAC [392-138-040](#);
- (2) Disbursements shall occur only upon presentation of properly prepared vouchers in such format and design as the central district office shall prescribe;
- (3) All disbursements from the associated student body program fund or any imprest bank account established thereunder shall have the prior approval of the appropriate governing body representing the associated

student body. Supporting documentation of the vouchers shall bear evidence of approval by the associated student body governing body in accordance with associated student body bylaws;

(4) When an account within the fund balance of an associated student body organization does not contain a sufficient balance to meet a proposed disbursement, such disbursement shall be limited to the fund balance:

Provided, That a transfer of fund balance between associated student body organizations may be made pursuant to the associated student body bylaws and as approved by the associated student body governing body;

(5) Warrants shall not be issued in excess of the moneys on deposit with the county treasurer in the associated student body program fund; and

(6) All disbursements shall be made by warrant except for disbursements from imprest bank accounts and petty cash funds provided for in this chapter.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-125](#), filed 7/25/01, effective 8/25/01.]

392-138-130 Associated student body public moneys — League and other joint activities.

Athletic league and other forms of joint inter and intra school district associated student body programs are not precluded by this chapter. In the case of such joint programs, a single school district or associated student body or a board representing the participating associated student bodies shall manage associated student body moneys made available to it for the support of the joint program and received as a result of the conduct of such program, in compliance with this chapter and a written cooperative agreement authorized by the board(s) of directors of the district(s).

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-130](#), filed 7/25/01, effective 8/25/01.]

392-138-200 Nonassociated student body private moneys.

The board of directors of a school district may permit student groups to raise moneys through fund-raising or solicitation in their private capacities when the following conditions are met:

- (1) Prior to solicitation of such funds, the school board approves policies defining the scope and nature of fund-raising permitted. School board policy includes provisions to ensure appropriate accountability, including prompt deposit, holding the moneys in trust, and disbursement only for the intended purpose of the fund-raiser;
- (2) Such funds are used for scholarship, student exchange, and/or charitable purposes. Charitable purposes do not include any activity related to assisting a campaign for election of a person to an office or promotion or opposition to a ballot proposition;
- (3) Prior to solicitation of such funds notice is given. Such notice identifies the intended purpose of the fund-raiser, further it states the proceeds are nonassociated student body funds to be held in trust by the school district exclusively for the intended purposes;
- (4) The school district withholds or otherwise is compensated an amount adequate to reimburse the district for its direct costs in handling these private moneys; and
- (5) WAC [392-138-205](#) applies to moneys received, deposited, invested, and accounted for under this section.

Nonassociated student body private moneys shall not be deemed public moneys under section 7, Article VIII of the state Constitution.

WAC [392-138-035](#) shall apply to moneys received, deposited, invested, expended, and accounted for under this section.

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-200](#), filed 7/25/01, effective 8/25/01.]

[392-138-205](#) Nonassociated student body private moneys — Deposit and investment.

All nonassociated student body private moneys, upon receipt, shall be transmitted intact to the district depository bank and then to the county

treasurer or directly to the county treasurer for deposit to the credit of the school district's trust fund or the associated student body fund, if held in trust within that fund within accounts as defined in WAC [392-138-010](#) and shall be accounted for, expended, and invested subject to applicable school board policy and/or procedures pursuant to WAC [392-138-200](#).

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-205](#), filed 7/25/01, effective 8/25/01.]

[392-138-210](#) Nonassociated student body private moneys — Disbursement approval — Total disbursements.

Nonassociated student body private moneys shall be disbursed subject to the following conditions:

- (1) If such funds are held in trust within the associated student body fund, they shall be budgeted pursuant to WAC [392-138-013](#) (1)(d). No disbursements shall be made except as provided for in the budget approved pursuant to WAC [392-138-110](#). All disbursements shall have the prior written approval of the associated student body or such other authority designated in school district policy or procedures;
- (2) If such funds are held in a trust fund, they are not budgeted. Disbursements shall occur only upon presentation of properly prepared vouchers in such format and design as the central district office shall prescribe, and as provided for in subsection (3) of this section;
- (3) Vouchers authorizing disbursements shall be accompanied by written evidence of approval of disbursement by the associated student body or other authority designated in the school district's policies and procedures;
- (4) Disbursements shall be made only for the intended purposes pursuant to WAC [392-138-200](#).

[Statutory Authority: [RCW 28A.325.020](#). 01-16-078, [§ 392-138-210](#), filed 7/25/01, effective 8/25/01.]

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Charities Program • 801 Capitol Way South • PO Box 40234 • Olympia, WA 98504-0234

Phone: 360-753-0863 • Fax: 360-664-4250 • E-mail: charities@secstate.wa.gov

Summary of the Registration Requirements of the

WASHINGTON STATE CHARITABLE SOLICITATIONS ACT

(Chapter 19.09 RCW)

CHARITABLE SOLICITATIONS DEFINED

A charitable solicitation is an oral or written request for money, property, or anything of value, if the request includes an appeal for a charitable purpose. An offer to sell property, goods, or services, is also a charitable solicitation if the name of a charity is used, or any implication is made that part of the proceeds from the sale will benefit a charitable purpose or be donated to charity.

ORGANIZATIONS AFFECTED

Charitable Organizations: Any entity which, to support a charitable activity, solicits contributions from the public must register with the Secretary of State, unless otherwise exempted. Charitable Organization renewals are due annually no later than eleven months after the end of the organization's fiscal or accounting year. Registration under the Charitable Solicitations Act is separate from, and in addition to, documents required by the state corporate law or by the US Internal Revenue Service. The filing fee for a new registration is \$20.00; renewals are \$10.00.

Branches, chapters and affiliates of an organization may choose to either file separately or combine their financial information into one application.

Commercial Fundraisers: Any entity which, for compensation or other consideration, directly or indirectly solicits or receives contributions for or on behalf of any Charitable Organization or charitable purpose. Commercial Fundraiser renewals are due annually, no later than the fifteenth day of the fifth month after the end of their fiscal year. All Commercial Fundraiser must obtain a \$15,000 surety bond. The filing fee for a new registration is \$250.00; renewals are \$175.00.

Commercial Coventurer: Any entity which is primarily engaged in the making of sales of goods or services for profit, and who represents to the public that a portion of the sales price, a certain sum of money, or some other thing of value will be donated to a named charitable organization if they purchase said goods or services. The filing fee for a new registration is \$20.00; renewals are \$20.00.

Fundraising Service Contract Registration Form: Charitable Organizations contracting for fundraising services with a Commercial Fundraiser or Commercial Coventurer must submit a Fundraising Service Contract Registration Form, a copy of the written contract, and the \$10.00 filing fee with the Secretary of State prior to the start of any campaign.

ORGANIZATIONS EXEMPT FROM REGISTRATION

The statute exempts religious and political activities from the definition of "charitable activity". Those activities (1) under the direction of a religious organization entitled to tax exempt status for religious purposes; or (2) subject to the reporting requirements of the Washington State Public Disclosure Act or the Federal Elections Campaign Act are not subject to the Charitable Solicitations Act. An organization's sole

purpose must be religious to claim exemption from registration; other purposes or activities may require registration under the Act.

In addition, organizations raising less than \$25,000 in an accounting year are exempt if all activities of the organization are carried out by people who are unpaid for their services. The use of a Commercial Fundraiser is considered a paid service and therefore cannot be considered "exempt".

Charitable Organizations that are exempt from registration are encouraged to file an Optional Statement for an Exempt Organization with the Secretary of State. Summary of Registration Requirements/Rev 8/05

References:

www.steilacoom.k12.wa.us

www.wasbo.org