THE CANONICAL STATUTES OF

MARIANIST EDUCATIONAL MINISTRIES

PREAMBLE

These Statutes establish the rules for the juridical existence and activities, according to the Canon Law of the Roman Catholic Church, of a public juridic person of pontifical right, Marianist Educational Ministries, created by the Society of Mary (the "Marianists"), Marianist Province of the United States, with the approval of the General Council of the Society of Mary, under the canonical authority of the Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life, pursuant to a Decree of Erection of the same Dicastery promulgated on July 25, 2026 The Code of Canon Law of the Roman Catholic Church governs all of the affairs of Marianist Educational Ministries, a public juridic person within the Roman Catholic Church.

ARTICLE ONE

FOUNDER, NAME, OFFICE, AND CIVIL STATUS

Section 1. The Founding Institute of Marianist Educational Ministries is the Marianist Province of the United States. Marianist Educational Ministries, however, is a separate entity, canonically and civilly, from its Founding Institute.

Section 2. The name of this public juridic person shall be Marianist Educational Ministries.

Section 3. The offices shall be situated at 4425 West Pine Boulevard, St. Louis, Missouri, 63108-2301, Archdiocese of St. Louis, United States of America, or elsewhere as determined by the Members (as defined in Article Three, Section 1).

Section 4. Marianist Educational Ministries will function in all matters of civil law through its civil law counterpart, Marianist Educational Ministries, a Missouri nonprofit religious corporation.

TEXTUS APPROBATUS

Romae, die 25-07-2026

P. Aitor Jiménez Cano
Sottosegretario

DICASTERO ISTITUTI VITA CONS. E SOC. VITA APOSTOLICA

ARTICLE TWO

PURPOSE, NATURE, AND RELATIONSHIP WITH LOCAL BISHOPS

Section 1. The purpose of Marianist Educational Ministries shall be to support, promote and advance Marianist education at all levels in the Church through the canonical sponsorship of selected educational entities, initially including Chaminade University of Honolulu in Hawaii; St. Mary's University in San Antonio, Texas; and the University of Dayton in Ohio. Its operation shall be conducted in a manner which is consistent with the teachings and laws of the Roman Catholic Church and the charism of Blessed William Joseph Chaminade, founder of the Society of Mary (Marianists). Marianist Educational Ministries will adhere, where applicable, to the apostolic constitution, *Ex corde Ecclesiae* (1990) on Catholic colleges and universities and to the 1999 norms of the episcopal conference (NCCB/USCCB) implementing *Ex corde Ecclesiae* for the United States, as those norms are interpreted by the local bishop and the charism and tradition of the Marianists as referenced in *Characteristics of Marianist Education* and *Characteristics of Marianist Universities*.

Section 2. The nature of Marianist Educational Ministries is that of a public juridic person of the Roman Catholic Church of the type described in Canon 115, §3, of the Code of Canon Law, namely an aggregate of things (*universitas rerum*), also called an "autonomous foundation," which consists of goods or things, whether spiritual or material, directed by a *Collegium*, according to the norms of law and of these statutes. The *universitas rerum* of Marianist Educational Ministries shall consist primarily of its sponsored organizations.

Section 3. Marianist Educational Ministries will be active in a number of dioceses, and it will maintain liaison with the local bishop in each diocese where it exercises its canonical responsibilities and will respect the rights of each local bishop, pursuant to Canons 394 and 678, § 1, of the Code of Canon Law, concerning the pastoral care of persons, the exercise of divine worship and the teachings of the Church. Each local bishop has the right to visit all apostolic works of Marianist Educational Ministries in his diocese and the *votum* or opinion of the local bishop is required for the alienation of the temporal goods of Marianist Educational Ministries in his diocese when the value exceeds the limit established by the USCCB with the approval of the Apostolic See.

Section 4. In the case of the extension of Marianist Educational Ministries' educational activity beyond the university level, to primary or secondary schools, the relevant ecclesiastical regulations issued by the competent ecclesiastical authority shall be applied and observed.

ARTICLE THREE

MEMBERSHIP

Section 1. The administrators of the public juridic person, herein referred to as the "Members," shall consist of a Collegium of no fewer than seven (7) nor more than eleven (11) individuals appointed in accord with the Bylaws of Marianist Educational Ministries. Ongoing support of the teachings of the Catholic Church and an understanding and commitment to the charism of the Society of Mary (Marianists) shall be necessary criteria in the selection of Members.

Section 2. At all times at least 75 percent of the Members of the Collegium must be believing and practicing members of the Roman Catholic Church.

ARTICLE FOUR

RESERVATION OF POWERS, DUTIES, AND RIGHTS OF MEMBERS

Section 1. The powers, duties and rights reserved to the Members of Marianist Educational Ministries shall be, the following list. When, pursuant to the following list, a sponsored entity needs the ratification/approval of the Members of the Collegium before it may act, it is understood that such ratification/approval by the Members of the Collegium shall not be unreasonably withheld:

(a) To approve any change in the fundamental philosophy, mission, ethical and religious standards and expression of Catholic identity and or Marianist identity, of any sponsored organization; pursuant to this power the Members will uphold the purpose of the public juridic person, ensure its fidelity to the teachings and law of the Roman Catholic Church and ensure that its activities and apostolic works are conducted in a manner consistent with the teachings and law of the Roman Catholic Church;

(b) Upon recommendation of the Board of Trustees/Regents/Directors of any sponsored organization, to approve any amendment to or the repeal of any charter documents (e.g., Articles or Certificate of Incorporation or Organization and Operating Agreement or equivalent document) of any sponsored organization;

(c) To amend or to approve the amendment of the corporate bylaws of any sponsored organization (where "corporate bylaws" refers to the sponsored organization's corporate-level bylaws, code of regulations or comparable document), upon recommendation or in consultation with the Board of Trustees/Regents/Directors of any sponsored organization; any such consultation must meet the requirements of Canon 127 on seeking the advice of a body of persons;

(d) To approve candidates for the Board of Trustees/Regents/Directors of any sponsored organization and to remove Trustees/Regents/Directors of any sponsored organization upon recommendation of the Board of Trustees/Regents/Directors of the sponsored organization;

(e) To approve nominations for President of any sponsored organization and to approve the removal of the President of any sponsored organization;

(f) To appoint or to remove, in coordination with the President of each sponsored organization, the Vice-President for Mission and/or Rector of each sponsored organization. Preference for such position will be given to qualified, vowed Members of the Society of Mary or Daughters of Mary Immaculate. Both appointment to and removal from this position must be done in consultation with the Provincial and his Council of the Marianist Province of the United States.

(g) To approve the addition of other Marianist sponsored educational institutions, including at the primary and/or secondary level, as sponsored organizations of this public juridic person as contemplated under Article Nine of the Canonical Statutes of Marianist Educational Ministries;

(h) To approve any change in the reserved powers provided to Marianist Educational Ministries under and as provided pursuant to the Articles of Incorporation, Bylaws or equivalent documents of any sponsored organization;

(i) To approve any transaction or other action by any sponsored organization through which such entity would incur or assume indebtedness in excess of amounts as set in the bylaws for each sponsored organization;

(j) To approve the acquisition of assets in excess of the amount set by the corporate bylaws, code of regulations or comparable document for each sponsored organization;

(k) To approve the alienation of stable patrimony in excess of the amount set from time to time by the Members of the Collegium for each sponsored organization.

(l) To receive and review audited financial statements of each sponsored organization within six months of the close of the sponsored organization's fiscal year;

(m) To receive and review any change to the sponsored organization's strategic direction that may reasonably be considered as materially affecting the sponsored organization's Catholic and Marianist identity, prior to its submission to the organization's Board of Trustees/ Regents/Directors for approval;

(n) To approve any merger of any sponsored organization with any entity in which the sponsored organization is not the surviving entity or the Catholic Marianist character of the sponsored organization would fundamentally change as a result of the merger upon the affirmative vote of two-thirds (2/3) of the Members of the Collegium including the affirmative vote of its President;

(o) To approve the dissolution of any sponsored organization and the final disposition of its assets consistent with the dissolution provisions of the articles of incorporation of the sponsored organization;

(p) To conduct periodic assessments of all mission related activities of any sponsored organization, including the formation of Trustees/Regents/Directors and other senior leadership of any sponsored organization;

(q) To commission the preparation of the annual report of Marianist Educational Ministries and, after review and approval, present it to the General Council of the Society of Mary and to the Apostolic See;

(r) To purchase and maintain in effect the normal Directors and Officers insurance so as to protect and indemnify the Members, officers and employees of Marianist Educational Ministries from all civil liability (including legal defense fees) in any way related to or alleged to be related to the good faith performance of their duties as Members, officers or employees;

(s) To ask the Apostolic See for the division, merger, or suppression of Marianist Educational Ministries consistent with the provisions of Article Ten of the canonical Statutes of Marianist Educational Ministries;

(t) To take action which the Members of the Collegium deem necessary to carry out any of the above listed powers, duties and rights;

Section 2. The sponsored organizations shall continue to have, and shall always have, the opportunity to have a collegial consultation with the Members of Marianist Educational Ministries on any such decision.

(a) In keeping with core values of the Society of Mary as expressed in *Principal Characteristics of Marianist Administration* (Adopted by Society of Mary General Council in 2013) - to promote active collaboration, dialogue, and communal discernment - the Members of Marianist Educational Ministries are cognizant and respectful of the separate roles and responsibilities of both the Members and the sponsored organizations. The Members will always strive to work together with the sponsored organizations to ensure that the sponsorship relationship is "marked by mutual respect, patience, openness, trust, cooperation, attentiveness, courtesy, amiability, and collegiality." *Principal Characteristics of Marianist Administration* (Page 10).

(b) If a disagreement between the Members and a sponsored organization arises over whether a particular action is within the Members' Article V, Section 1 powers, duties, and rights, the Members shall seek to resolve the disagreement through a collaborative spirit, respectful dialogue, and prayerful discernment.

Section 3. The rights and duties of the Members of Marianist Educational Ministries specified in Section One and Section Two above must be included in the corporate bylaws (or equivalent document) of any sponsored organization.

ARTICLE FIVE

RELATIONSHIP TO THE DICASTERY FOR INSTITUTES OF CONSECRATED LIFE AND SOCIETIES OF APOSTOLIC LIFE

This public juridic person shall be subject to and accountable to the Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life in the following ways:

Section 1. The Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life shall approve:

(a) A change in the purpose of the public juridic person;

(b) Any transaction described as an alienation by Canon 1292, § 2, or to which the alienation requirements apply under Canon 1295 of the Code of Canon Law above the amount approved for the region;

(c) Changes in the statutes of the public juridic person;

(d) The suppression of the public juridic person, and the destination of assets in accordance with Article Ten, Section 2 of these Statutes upon suppression;

(e) The authentic interpretation of these statutes.

Section 2. The Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life shall also:

(a) Maintain vigilance that the integrity of faith and morals is preserved and that the apostolic activity of the public juridic person is for the common good;

(b) Receive the annual report of the public juridic person;

(c) Monitor the use of the temporal goods of the juridic person to determine if the use is in accord with the purpose of the public juridic person.

Section 3. The Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life accepts no financial right or responsibility regarding the public juridic person or its affairs.

Section 4. The erection of this public juridic person by the Dicastery establishes only a religious relationship and does not create any relationship under civil law between the Dicastery and the public juridic person or its civil-law counterpart. As a condition of accepting its erection as a public juridic person by the Dicastery, the public juridic person and its civil-law counterpart hereby agree, to the fullest extent permitted by applicable law, to indemnify, defend, and hold harmless the Dicastery, its employees, and agents from and against any claims, liabilities, damages, losses, or expenses, including legal fees and court costs, arising from the actions or omissions of the public juridic person or its civil-law counterpart, regardless of fault.

Section 5. The Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life may request a meeting of the Members of the public juridic person to discuss its ministry.

Section 6. Any petitions to the Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life for any of the above-referenced matters shall be made by the Members of Marianist Educational Ministries through the President of the Members.

ARTICLE SIX

OFFICERS

Section 1. The officers of the public juridic person shall consist of a President, Vice President and Treasurer who shall be selected in accord with the Bylaws.

Section 2. The rights and responsibilities of the officers are specified in the Bylaws.

ARTICLE SEVEN

MEETINGS OF THE MEMBERS

Section 1. Meetings of the Collegium of Members of Marianist Educational Ministries shall be held at least three (3) times a year at regular intervals as designated by the President of the Members. One of these meetings shall be designated as the annual meeting. At other times, special meetings must be held when so requested of the President in writing by a majority of the Members or at the initiative of its President.

Section 2. Meetings of the Collegium of Members shall be conducted as specified in the Bylaws.

ARTICLE EIGHT

TEMPORAL GOODS

The Members of the public juridic person acknowledge that the temporal goods of Marianist Educational Ministries are ecclesiastical goods, as that term is defined in Canon 1257, § 1, and they shall administer the same in accord with the Code of Canon Law. The Members shall appoint the canonically required finance committee. The administration of goods is further specified in the Bylaws of the public juridic person.

ARTICLE NINE

RELATIONSHIP TO OTHER MARIANIST EDUCATIONAL ORGANIZATIONS

Marianist Educational Ministries may, at a future date, at the request and with the permission of the Marianist Province of the United States, or its successor public juridic person, assume sponsorship of additional Marianist educational organizations, such as the currently existing Marianist schools at the primary and/or secondary level within the Marianist Province of the United States.

ARTICLE TEN

SUPPRESSION

Section 1. The public juridic person may be suppressed:

(a) By the Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life for failure to act in accord with these statutes;

(b) By the Dicastery for Institutes of Consecrated Life and Societies of Apostolic Life upon the written request of not less than two-thirds (2/3) of the Members of the public juridic person, including the affirmative vote of the President of the Collegium.

Section 2. Upon dissolution or suppression of the public juridic person, net assets after debt will be distributed to the Marianist Province of the United States, or to the successor public juridic person to the province. If such distribution is not possible or feasible, then distribution shall be to the Chaminade Foundation, a non-profit corporation and legal presence of the General Council of the Society of Mary in the United States. The formula for distribution will be determined at the time of suppression or dissolution by the Members of Marianist Educational Ministries. The distribution shall be in accord with Canon 123 of the Code of Canon Law and the applicable civil law, including all relevant provisions of the then current Internal Revenue Code of the United States.

ARTICLE ELEVEN

AMENDMENTS TO STATUTES AND TO BYLAWS

Amendments to these statutes and to the Bylaws can be made upon the written request of not less than two-thirds (2/3) of the Members of Marianist Educational Ministries to the Provincial and his council of the Marianist Province of the United States for this approval. Final approval is reserved to the Dicastery of Institutes of Consecrated Life and Societies of Apostolic Life.

