

**CHAPTER 1521—NATIONAL MINING HALL OF FAME AND MUSEUM**

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**§ 152101. Definition**

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1410.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
152101 .....	36:4113.	Nov. 14, 1988, Pub. L. 100–655, §114, 102 Stat. 3852.

The words “the Commonwealth of Puerto Rico” are omitted as included in “the territories and possessions of the United States”.

**§ 152102. Organization**

(a) FEDERAL CHARTER.—National Mining Hall of Fame and Museum (in this chapter, the “corporation”), incorporated in Colorado, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1410.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
152102(a) .....	36:4101.	Nov. 14, 1988, Pub. L. 100–655, §§101, 116, 102 Stat. 3849, 3852.
152102(b) .....	36:4115.	

This section is substituted for the source provisions for consistency in the revised title and to eliminate unnecessary words.

**§ 152103. Purposes**

The purposes of the corporation are as provided in its articles of incorporation and include—

- (1) honoring citizens, mining leaders, miners, prospectors, teachers, scientists, engineers, inventors, governmental leaders, and other individuals, who have helped to make this country great by their outstanding contributions to the establishment, development, advancement, or improvement of mining in the United States;
- (2) perpetuating the memory of those individuals and recording their contributions and achievements by the erection and maintenance

of buildings, monuments, and edifices considered appropriate as a lasting memorial;

(3) fostering, promoting, and encouraging a better understanding of the origins and growth of mining, especially in the United States, and the part mining has played in changing the economic, social, and scientific aspects of our country;

(4) establishing and maintaining a library and museum for collecting and preserving for posterity, the history of those honored by the corporation, together with a documentation of their accomplishments and contributions to mining, including such items as mining pictures, paintings, books, papers, documents, scientific data, relics, mementos, artifacts, and things relating to those items;

(5) cooperating with other mining organizations that are actively engaged and interested in similar projects; and

(6) engaging in any other activity necessary or proper to accomplish any of the purposes in this section.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1410.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
152103 .....	36:4103.	Nov. 14, 1988, Pub. L. 100–655, §103, 102 Stat. 3850.

Before clause (1), the word “objects” is omitted as unnecessary.

In clause (1), the word “country” is substituted for “Nation”, and the words “of America” are omitted, for consistency in the revised title.

In clause (2), the word “considered” is substituted for “as may be deemed” for consistency in the revised title and to eliminate unnecessary words.

In clause (6), the words “any other activity” are substituted for “any and all activities”, and the words “necessary or proper” are substituted for “incidental thereto or necessary, suitable, or proper”, for consistency and to eliminate unnecessary words.

**§ 152104. Membership**

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
152104 .....	36:4104.	Nov. 14, 1988, Pub. L. 100–655, §104, 102 Stat. 3850.

**§ 152105. Governing body**

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152105(a) .....	36:4105.	Nov. 14, 1988, Pub. L. 100-655, §§ 105, 106, 102 Stat. 3850.
152105(b) .....	36:4106.	

The words “and in conformity with the laws of the State or States in which it is incorporated” in 36:4105 and “and in conformity with the laws of the State or States wherein it is incorporated” in 36:4106 are omitted as unnecessary.

§ 152106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152106 .....	36:4102.	Nov. 14, 1988, Pub. L. 100-655, § 102, 102 Stat. 3849.

The words “and subject to the laws of such State or States” are omitted as unnecessary.

§ 152107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152107(a) .....	36:4107(d).	Nov. 14, 1988, Pub. L. 100-655, § 107(a)–(e), 102 Stat. 3850.
152107(b) .....	36:4107(c).	
152107(c) .....	36:4107(a).	
152107(d) .....	36:4107(b).	
152107(e) .....	36:4107(e).	

In subsection (a), the words “any shares of” are omitted as unnecessary.

In subsection (b), the words “as such” are substituted for “acting as such officer or director” for consistency in the revised title.

In subsection (c), the words “inure to the benefit of” are substituted for “inure to” for consistency in the revised title.

§ 152108. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of Colorado.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152108(a) .....	36:4107(f).	Nov. 14, 1988, Pub. L. 100-655, §§ 107(f), 115, 102 Stat. 3851, 3852.
152108(b) .....	36:4114.	

§ 152109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees having any of the authority of its board of directors; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1411.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152109 .....	36:4110.	Nov. 14, 1988, Pub. L. 100-655, § 110, 102 Stat. 3851.

The word “records” is substituted for “books and records” for consistency in the revised title and with other titles of the United States Code. The words “Nothing in this section shall be construed to contravene any applicable State law” are omitted as unnecessary.

§ 152110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1412.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152110 .....	36:4109.	Nov. 14, 1988, Pub. L. 100-655, § 109, 102 Stat. 3851.

The words “in furtherance of its corporate purposes” are omitted as unnecessary.

§ 152111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.