

§ 152405. Powers

(a) GENERAL.—The corporation may—

- (1) adopt a constitution and bylaws;
- (2) adopt a seal which shall be judicially noticed; and
- (3) do any other act necessary to carry out this chapter.

(b) POWERS AS TRUSTEE.—To carry out its purposes, the corporation has the usual powers of a corporation acting as a trustee in the jurisdiction in which the principal office of the corporation is located, including the power—

- (1) to accept, receive, solicit, hold, administer, and use any gift, devise, or bequest, either absolutely or in trust, of property or any income from or other interest in property;
- (2) to acquire property or an interest in property by purchase or exchange;
- (3) unless otherwise required by an instrument of transfer, to sell, donate, lease, invest, or otherwise dispose of any property or income from property;
- (4) to borrow money and issue instruments of indebtedness;
- (5) to make contracts and other arrangements with public agencies and private organizations and persons and to make payments necessary to carry out its functions;
- (6) to sue and be sued; and
- (7) to do any other act necessary and proper to carry out the purposes of the corporation.

(c) ENCUMBERED OR RESTRICTED GIFTS.—A gift, devise, or bequest may be accepted by the corporation even though it is encumbered, restricted, or subject to beneficial interests of private persons, if any current or future interest is for the benefit of the corporation.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2093; amended Pub. L. 110-336, §2(b)(3)(B), Oct. 2, 2008, 122 Stat. 3727.)

AMENDMENTS

2008—Subsec. (b). Pub. L. 110-336 substituted “jurisdiction in which the principal office of the corporation is located,” for “District of Columbia,” in introductory provisions.

§ 152406. Principal office

The principal office of the corporation shall be in the District of Columbia or another place as determined by the Board of Directors. However, the corporation may conduct business throughout the States, territories, and possessions of the United States.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094; amended Pub. L. 110-336, §2(b)(3)(A), Oct. 2, 2008, 122 Stat. 3727.)

AMENDMENTS

2008—Pub. L. 110-336 substituted “District of Columbia or another place as determined by the Board of Directors” for “District of Columbia”.

§ 152407. Provision and acceptance of support by Librarian of Congress

(a) PROVISION BY LIBRARIAN.—(1) The Librarian may provide personnel, facilities, and other administrative services to the corporation. Admin-

istrative services may include reimbursement of expenses under section 152403(f).

(2) The corporation shall reimburse the Librarian for support provided under paragraph (1) of this subsection. Amounts reimbursed shall be deposited in the Treasury to the credit of the appropriations then current and chargeable for the cost of providing the support.

(b) ACCEPTANCE BY LIBRARIAN.—The Librarian may accept, without regard to chapters 33 and 51 and subchapter III of chapter 53 of title 5 and related regulations, the services of the corporation and its directors, officers, and employees as volunteers in performing functions authorized under this chapter, without compensation from the Library of Congress.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094.)

§ 152408. Service of process

The corporation shall have a designated agent to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094.)

§ 152409. Civil action by Attorney General for equitable relief

The Attorney General may bring a civil action in the United States District Court for the District of Columbia for appropriate equitable relief if the corporation—

- (1) engages or threatens to engage in any act, practice, or policy that is inconsistent with the purposes in section 152402 of this title; or
- (2) refuses, fails, or neglects to carry out its obligations under this chapter or threatens to do so.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094.)

§ 152410. Immunity of United States Government

The United States Government is not liable for any debts, defaults, acts, or omissions of the corporation. The full faith and credit of the Government does not extend to any obligation of the corporation.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094.)

§ 152411. Authorization of appropriations

(a) AUTHORIZATION.—There are authorized to be appropriated to the corporation for the first fiscal year beginning on or after the date of the enactment of this chapter and each succeeding fiscal year through fiscal year 2016 an amount not to exceed the amount of private contributions (whether in currency, services, or property) made to the corporation by private persons and State and local governments.

(b) LIMITATION RELATED TO ADMINISTRATIVE EXPENSES.—Amounts authorized under this section may not be used by the corporation for management and general or fundraising ex-

penses as reported to the Internal Revenue Service as part of an annual information return required under the Internal Revenue Code of 1986.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2094; amended Pub. L. 110-336, §2(b)(1)(A), (4), Oct. 2, 2008, 122 Stat. 3726, 3727.)

REFERENCES IN TEXT

The date of the enactment of this chapter, referred to in subsec. (a), is the date of enactment of Pub. L. 106-474, which was approved Nov. 9, 2000.

The Internal Revenue Code of 1986, referred to in subsec. (b), is classified generally to Title 26, Internal Revenue Code.

AMENDMENTS

2008—Subsec. (a). Pub. L. 110-336, §2(b)(1)(A), substituted “for the first fiscal year beginning on or after the date of the enactment of this chapter and each succeeding fiscal year through fiscal year 2016” for “for each of the first 7 fiscal years beginning on or after the date of the enactment of this chapter”.

Subsec. (b). Pub. L. 110-336, §2(b)(4), amended subsec. (b) generally. Prior to amendment, text read as follows: “Except as permitted under section 152407, amounts authorized under this section may not be used by the corporation for administrative expenses of the corporation, including salaries, travel, transportation, and overhead expenses.”

EFFECTIVE DATE OF 2008 AMENDMENT

Pub. L. 110-336, §2(b)(1)(B), Oct. 2, 2008, 122 Stat. 3726, provided that: “The amendment made by subparagraph (A) [amending this section] shall take effect as if included in the enactment of the National Recording Preservation Act of 2000 [Pub. L. 106-474].”

§ 152412. Annual report

As soon as practicable after the end of each fiscal year, the corporation shall submit a report to the Librarian for transmission to Congress on the activities of the corporation during the prior fiscal year, including a complete statement of its receipts, expenditures, and investments.

(Added Pub. L. 106-474, title II, §201(a), Nov. 9, 2000, 114 Stat. 2095.)

CHAPTER 1525—NATIONAL SAFETY COUNCIL

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§ 152501. Organization

(a) FEDERAL CHARTER.—National Safety Council (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1415.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152501	36:461. 36:462.	Aug. 13, 1953, ch. 429, §§1, 2, 67 Stat. 569.

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

§ 152502. Purposes

The purposes of the corporation are—

(1) to further, encourage, and promote methods and procedures leading to increased safety, protection, and health among employees, employers, and children in industries, on farms, in schools and colleges, in homes, on streets and highways, in recreation, and in other public and private places;

(2) to collect, correlate, publish, and disseminate educational and informative reports and all other data related to safety methods and procedures;

(3) to arouse and maintain the interest of the people of the United States and its territories and possessions in safety and accident prevention, and to encourage the adoption and institution of safety methods by all individuals, corporations, and other organizations;

(4) to organize, establish, and conduct programs, lectures, conferences, and other activities for the education of all individuals, corporations, and other organizations in safety methods and procedures;

(5) to organize and aid in organizing local safety chapters throughout the United States and its territories and possessions, and to provide organizational guidance and materials to promote the national safety;

(6) to cooperate with, enlist, and develop the cooperation of and among all individuals, corporations, and other organizations and agencies, public and private, engaged in, interested in, or in any manner connected with, any of these purposes; and

(7) to do any lawful acts necessary, useful, suitable, desirable, and proper for the furtherance and accomplishment of any of these purposes.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1415.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
152502	36:463.	Aug. 13, 1953, ch. 429, §3, 67 Stat. 569.

Before clause (1), the word “object” is omitted as included in “purposes”.

In clause (2), the words “distribute” and “data” (the first time appearing) are omitted as unnecessary.

§ 152503. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and by-laws of the corporation.