

revised title and to eliminate unnecessary words. The words “*Provided always*, That such constitution, by-laws, rules, and regulations be not inconsistent with the laws of the United States or any of the States thereof” are omitted as unnecessary.

Clause (2) is substituted for “to adopt a common seal, and to alter the same at pleasure” for consistency in the revised title and to eliminate unnecessary words.

In clause (4), the word “regulations” is substituted for “rules” for consistency. The word “their” is substituted for “its” for clarity.

Clause (5) is substituted for “receive, purchase, hold, sell, and convey real and personal estate, so far only as may be necessary or convenient for its lawful purposes” for consistency in the revised title and to eliminate unnecessary words.

In clause (6), the words “complain and defend in any court” are omitted as unnecessary.

§ 153304. Trustees

The property and affairs of the corporation shall be managed by at least 40 trustees. The trustees shall be elected annually at the time provided in the bylaws. At least one trustee shall be elected annually from a list of nominees to be made by each of the State societies and submitted to the corporation at least 30 days before the annual meeting, in accordance with provisions adopted by the corporation to regulate nominations.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1424.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
153304	36:20d.	June 9, 1906, ch. 3065, § 4, 34 Stat. 228; Feb. 6, 1925, ch. 142, 43 Stat. 808.

The word “corporation” is substituted for “society” for consistency.

CHAPTER 1535—NATIONAL TROPICAL BOTANICAL GARDEN

- Sec.
- 153501. Organization.
- 153502. Purposes.
- 153503. Membership.
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- 153506. Exclusive right to name.
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- 153508. Principal office and location of activities and gardens.
- 153509. Records and inspection.
- 153510. Statement required in audit report.
- 153511. Service of process.
- 153512. Liability for acts of officers and agents.
- 153513. Distribution of assets on dissolution or final liquidation.
- 153514. Authorization of appropriations.¹

§ 153501. Organization

(a) FEDERAL CHARTER.—National Tropical Botanical Garden (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. 1425.)

¹ Editorially supplied. Section added by Pub. L. 111–11 without corresponding amendment of chapter analysis.

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
153501	36:4601. 36:4602.	Aug. 19, 1964, Pub. L. 88–449, § 1, 78 Stat. 496; Oct. 23, 1988, Pub. L. 100–539, § 1, 102 Stat. 2718. Aug. 19, 1964, Pub. L. 88–449, § 2, 78 Stat. 496.

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

§ 153502. Purposes

The purposes of the corporation are—

(1) to establish, develop, operate, and maintain for the benefit of the people of the United States an educational and scientific center in the form of one or more tropical botanical gardens, together with facilities such as libraries, herbaria, laboratories, and museums that are appropriate and necessary for encouraging and conducting research in basic and applied tropical botany;

(2) to foster and encourage fundamental research about tropical plant life and to encourage research and study of the uses of tropical flora in agriculture, forestry, horticulture, medicine, and other sciences;

(3) to disseminate through publications and other media the knowledge about basic and applied tropical botany acquired at the gardens;

(4) to collect and cultivate tropical flora of every nature and origin and to preserve for the people of the United States species of tropical plant life threatened with extinction; and

(5) to provide a beneficial facility that will contribute to the education, instruction, and recreation of the people of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1425.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
153502	36:4603.	Aug. 19, 1964, Pub. L. 88–449, § 3, 78 Stat. 496.

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

§ 153503. 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.

(b) VOTING.—Each member (except an honorary or associate member) has one vote on each matter submitted to a vote at a meeting of the members.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1425.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
153503	36:4608.	Aug. 19, 1964, Pub. L. 88–449, § 8, 78 Stat. 498.