

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1450.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190308(a) .....	36:5109(c).	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1829, 106 Stat. 2585.
190308(b) .....	36:5109(a).	
190308(c) .....	36:5109(b).	
190308(d) .....	36:5109(d).	

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

In subsection (b), the words “This subsection does not” are substituted for “Nothing in this subsection shall be construed to” for consistency in the revised title.

In subsection (d), the words “by virtue of this chapter” are omitted as unnecessary.

**§ 190309. Duty to maintain 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. 1450.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190309 .....	36:5114 (1st sentence).	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1835 (1st sentence), 106 Stat. 2586.

**§ 190310. 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. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190310 .....	36:5111.	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1831, 106 Stat. 2585.

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.

**§ 190311. 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. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190311 .....	36:5104.	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1824, 106 Stat. 2584.

**§ 190312. 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.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190312 .....	36:5110.	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1830, 106 Stat. 2585.

**§ 190313. Annual report**

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
190313 .....	36:5112.	Oct. 23, 1992, Pub. L. 102-484, title XVIII, §1833, 106 Stat. 2586.

**CHAPTER 2001—SOCIETY OF AMERICAN FLORISTS AND ORNAMENTAL HORTICULTURISTS**

- Sec.
- 200101. Organization.
  - 200102. Purposes.
  - 200103. Powers.
  - 200104. Restrictions.
  - 200105. Principal office.
  - 200106. Nonapplication of audit requirements.

**§ 200101. Organization**

Society of American Florists and Ornamental Horticulturists (in this chapter, the “corporation”) is a body corporate and politic in the District of Columbia.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200101 .....	36:5401 (1st sentence words before “for the education of the general public”).	Mar. 3, 1901, ch. 876, §1 (1st sentence words before “for the education of the general public”), 31 Stat. 1453; June 29, 1938, ch. 796, 52 Stat. 1226.

This section is substituted for the source provision to eliminate executed and unnecessary words.

**§ 200102. Purposes**

The purposes of the corporation are to educate members of the florist industry and the public,

and to promote scientific development, in floriculture and horticulture.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200102 .....	36:5401 (1st sentence words beginning with “for the education of the general public”).	Mar. 3, 1901, ch. 876, §1 (1st sentence words beginning with “for the education of the general public”), 31 Stat. 1453; June 29, 1938, ch. 796, 52 Stat. 1226.

The words “The purposes of the corporation are” are added for consistency in the revised title. The words “to promote” are added for clarity. The words “in all their branches” are omitted as unnecessary.

§ 200103. Powers

The corporation may—

(1) adopt a constitution and bylaws for the management of its property and the regulation of its affairs; and

(2)(A) hold property, in the District of Columbia or elsewhere, necessary to carry out the purposes of the corporation, in an amount not to exceed \$1,000,000; and

(B) hold other property donated or bequeathed in any State or territory of the United States.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1451.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200103 .....	36:5401 (2d sentence words before proviso).	Mar. 3, 1901, ch. 876, §1 (2d sentence words before proviso), 31 Stat. 1453; June 29, 1938, ch. 796, 52 Stat. 1226.

In clause (1), the words “not inconsistent with law” are omitted as unnecessary. The words “for the management of its property and the regulation of its affairs” are added for consistency in the revised title.

In clause (2), subclause (A), the words “hold property” are substituted for “hold real and personal estate”, and the words “necessary to carry out the purposes of the corporation” are substituted for “so far only as may be necessary to its lawful ends”, for consistency in the revised title and to eliminate unnecessary words. In subclause (B), the word “hold” is added for clarity. The words “other property” are substituted for “such other estate” for consistency in the revised title. The words “of the United States” are added for clarity and for consistency in the revised title.

§ 200104. Restrictions

(a) PROFIT.—The corporation may not operate for profit.

(b) USE OF EARNINGS.—Earnings generated by the corporation may be used only for the purposes provided in section 200102 of this title.

(c) USE OF PROPERTY.—Property held by the corporation, and the proceeds from the property, may be used only for the purposes provided in section 200102 of this title.

(d) PARKS IN THE DISTRICT OF COLUMBIA.—The corporation may not occupy any park in the District of Columbia.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1452.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200104(a) .....	36:5401 (3d sentence words before “and any earnings”).	Mar. 3, 1901, ch. 876, §1 (2d sentence proviso, 3d sentence, last sentence proviso), 31 Stat. 1453; June 29, 1938, ch. 796, 52 Stat. 1226.
200104(b) .....	36:5401 (3d sentence words beginning with “and any earnings”).	
200104(c) .....	36:5401 (2d sentence proviso).	
200104(d) .....	36:5401 (last sentence proviso).	

In subsection (b), the words “earnings generated by the corporation” are substituted for “any earnings and/or surplus funds that may be created through any of its educational or scientific activities” to eliminate unnecessary words. The words “may be used only for the purposes provided in section 200102 of this title” are substituted for “shall be available only for the further accomplishment of the corporation’s stated purposes” for clarity and for consistency in the revised section.

In subsection (c), the words “Property held by the corporation” are substituted for “all property so held” for clarity. The words “may be used only for the purposes provided in section 200102 of this title” are substituted for “shall be held and used solely for the purposes set forth in this chapter” for clarity and for consistency in the revised section.

In subsection (d), the words “District of Columbia” are substituted for “city of Washington” for consistency in the revised title.

§ 200105. Principal office

The principal office of the corporation shall be located in the District of Columbia. However, annual meetings may be held wherever the corporation decides.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1452.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200105 .....	36:5401 (last sentence words before proviso).	Mar. 3, 1901, ch. 876, §1 (last sentence words before proviso), 31 Stat. 1453; June 29, 1938, ch. 796, 52 Stat. 1226.

The words “wherever the corporation decides” are substituted for “such other places as the incorporators or their successors shall determine” for consistency in the revised title.

§ 200106. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1452.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
200106 .....	(no source).	

The section is added to except the Society of American Florists and Ornamental Horticulturists from the application of section 10101 of the revised title, restating 36:1101-1103, which imposes audit requirements on certain federally chartered corporations. The Society is not included in the list of corporations set out in 36:1101 to which the audit requirements apply.