

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23106(a)	36:4313.	July 14, 1964, Pub. L. 88-372, §§3(1) (1st sentence words after 8th comma), 10, 11, 13, 78 Stat. 314, 317.
23106(b)	36:4311.	
23106(c)	36:4310(a).	
23106(d)	36:4310(b).	
23106(e)	36:4303(1) (1st sentence words after 8th comma).	

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

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

In subsection (d), the words “or advance” are added in 2 places for consistency in the subsection.

§ 23107. Principal office

The principal office of the corporation shall be in Dayton, Ohio, or another place decided by the board of trustees. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1313.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23107	36:4305(a).	July 14, 1964, Pub. L. 88-372, §5(a), 78 Stat. 316.

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

§ 23108. 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 trustees, board of nominations, and committees having any of the authority of its board of trustees; 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. 1313.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23108	36:4314.	July 14, 1964, Pub. L. 88-372, §14, 78 Stat. 317.

The word “records” is substituted for “books and records” for consistency in the revised title and with other titles of the United States Code.

§ 23109. Statement required in audit report

The corporation shall include in the audit report statement required under section

10101(b)(1)(B) of this title a schedule of all contracts requiring payments greater than \$10,000 and all payments of compensation or fees at a rate greater than \$10,000 a year.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1314.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23109	36:4315(b) (2d sentence cl. (2)).	July 14, 1964, Pub. L. 88-372, §15(b) (2d sentence cl. (2)), 78 Stat. 318.

The word “salaries” is omitted as unnecessary.

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of reporting provisions in this section, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 197 of House Document No. 103-7.

§ 23110. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent is notice to or service on the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1314.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23110	36:4305(b).	July 14, 1964, Pub. L. 88-372, §5(b), 78 Stat. 316.

The words “at all times” and “authorized” are omitted as unnecessary.

§ 23111. 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. 1314.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23111	36:4312.	July 14, 1964, Pub. L. 88-372, §12, 78 Stat. 317.

§ 23112. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of trustees, but consistent with the purposes of the corporation and in compliance with the charter and bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1314.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
23112	36:4316.	July 14, 1964, Pub. L. 88-372, §16, 78 Stat. 318.

The word “satisfaction” is omitted as included in “discharge”, and the word “obligations” is omitted as

included in “liabilities”. The words “outstanding” and “all Federal and State laws applicable thereto” are omitted as unnecessary.

CHAPTER 301—BIG BROTHERS—BIG SISTERS OF AMERICA

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§ 30101. Organization

(a) FEDERAL CHARTER.—Big Brothers—Big Sisters of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

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

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1314.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30101	36:881.	Sept. 2, 1958, Pub. L. 85-870, §1, 72 Stat. 1691; Nov. 11, 1977, Pub. L. 95-167, §1(a), 91 Stat. 1347.
	36:882.	Sept. 2, 1958, Pub. L. 85-870, §§2, 4(1), 72 Stat. 1691.
	36:884(1).	

This section is substituted for the source provisions for consistency in the revised title and to eliminate executed and unnecessary words. The text of 36:881(b) is omitted as unnecessary because of the restatement. The text of 36:882 is omitted as executed and obsolete.

§ 30102. Purposes

The purposes of the corporation are—

(1) to assist individuals throughout the United States in solving their social and economic problems and in their health and educational and character development;

(2) to promote the use, by other lay and professional agencies and workers, of the techniques of that assistance developed by the corporation; and

(3) to receive, invest, and disburse funds and hold property for the purposes of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1314.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30102	36:883.	Sept. 2, 1958, Pub. L. 85-870, §3, 72 Stat. 1691; Nov. 11, 1977, Pub. L. 95-167, §1(b), 91 Stat. 1347.

In clause (1), the words “aid” and “of America” are omitted as unnecessary.

Clause (2) is substituted for “to promote the use of the techniques of such assistance developed by the corporation, by other lay and professional agencies and workers” for clarity.

§ 30103. Membership

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

(b) VOTING.—Each 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. 1315.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30103	36:886.	Sept. 2, 1958, Pub. L. 85-870, §6, 72 Stat. 1692.

In subsection (a), the words “are as provided in the constitution and bylaws of the corporation” are substituted for “shall . . . be determined as the constitution and bylaws of the corporation may provide” for consistency in the revised title and to eliminate unnecessary words.

In subsection (b), the words “the right to” are omitted as unnecessary.

§ 30104. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. The powers, duties, and responsibilities of the board are as provided in the constitution and bylaws of the corporation.

(2) The number of directors is as provided in the constitution. Their manner of selection (including the filing of vacancies) and their term of office are as provided in the constitution and bylaws.

(b) OFFICERS.—(1) The officers of the corporation are a chairman of the board of directors, a president, one or more vice presidents as provided in the constitution and bylaws, a secretary, and a treasurer.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1315.)

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Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30104(a)	36:887.	Sept. 2, 1958, Pub. L. 85-870, §7, 72 Stat. 1692; Nov. 11, 1977, Pub. L. 95-167, §1(d), 91 Stat. 1347.
30104(b)	36:888.	Sept. 2, 1958, Pub. L. 85-870, §8, 72 Stat. 1693.

In subsection (a), the text of 36:887(a) is omitted as executed and obsolete. In paragraph (1), the word “governing” is substituted for “managing” for consistency in the revised title.

§ 30105. Powers

The corporation may—

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