

EFFECTIVE DATE OF 2000 AMENDMENT

Amendment by Pub. L. 106-398 effective 120 days after Oct. 30, 2000, see section 1 [[div. A], title X, §1090(c)] of Pub. L. 106-398, set out as an Effective Date note under section 9441 of Title 10, Armed Forces.

§ 40304. Powers

The corporation may—

- (1) adopt and amend a constitution, bylaws, and regulations;
- (2) adopt and alter a corporate seal;
- (3) establish and maintain offices in the District of Columbia and the States, territories, and possessions of the United States to conduct its affairs;
- (4) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;
- (5) sue and be sued; and
- (6) do any other act necessary and proper to carry out the purposes of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1332.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40304 .....	36:205 (less perpetual succession).	July 1, 1946, ch. 527, § 5 (less perpetual succession), 60 Stat. 347.

In clause (1), the word “amend” is substituted for “alter” for consistency in the revised title. The words “not inconsistent with law” are omitted as unnecessary.

In clause (3), the words “States, territories, and possessions” are substituted for “several States and Territories” for consistency in the revised title.

Clause (4) is substituted for “acquire, hold, mortgage, and dispose of such real and personal property as may be necessary for its corporate purposes” and “accept gifts, legacies, and devises which will further the corporate purposes” for consistency in the revised title and to eliminate unnecessary words.

In clause (6), the words “any other act” are substituted for “any and all acts and things” to eliminate unnecessary words. The word “objects” is omitted as unnecessary.

§ 40305. Restrictions

The corporation may not engage in business for profit or issue stock.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1332.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40305 .....	36:204.	July 1, 1946, ch. 527, § 4, 60 Stat. 347.

This section is substituted for 36:204(a) to eliminate unnecessary words. The text of 36:204(b) is omitted as executed and obsolete.

§ 40306. Exclusive right to name, insignia, copyrights, emblems, badges, marks, and words

The corporation has the exclusive right to use the name “Civil Air Patrol” and all insignia, copyrights, emblems, badges, descriptive or designating marks, words, and phrases the corporation adopts. This section does not affect any vested rights.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1332.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40306 .....	36:206.	July 1, 1946, ch. 527, § 6, 60 Stat. 347.

The word “sole” is omitted as included in “exclusive”. The words “right to use the name ‘Civil Air Patrol’ and all” are substituted for “right to the name ‘Civil Air Patrol’ and to have and to use, in carrying out its purposes, all” for consistency in the revised title and to eliminate unnecessary words. The words “the corporation adopts” are substituted for “now or heretofore used by the Civil Air Patrol” in section 6 of the Act of July 1, 1946 (ch. 527, 60 Stat. 347) for consistency in the revised title. The words “in carrying out its program” are omitted as unnecessary. The words “This section does not affect any vested rights” are substituted for “Provided, however, That no powers or privileges herein granted shall interfere or conflict with established or vested rights” for consistency in the revised title and to eliminate unnecessary words.

§ 40307. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1332.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40307 .....	36:207.	July 1, 1946, ch. 527, § 7, 60 Stat. 347.

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 198 of House Document No. 103-7.

CHAPTER 405—CONGRESSIONAL MEDAL OF HONOR SOCIETY OF THE UNITED STATES OF AMERICA

Sec.	
40501.	Organization.
40502.	Purposes.
40503.	Membership.
40504.	Governing body.
40505.	Powers.
40506.	Restrictions.
40507.	Principal office.
40508.	Records and inspection.
40509.	Service of process.
40510.	Liability.
40511.	Distribution of assets on dissolution or final liquidation.

§ 40501. Organization

(a) FEDERAL CHARTER.—Congressional Medal of Honor Society of the United States 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.