

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220103	36:1305(a).	Dec. 29, 1979, Pub. L. 96-165, § 5(a), 93 Stat. 1270.

The text of 36:1305(a) (1st-3d sentences) and the word “Thereafter” are omitted as executed and obsolete.

§ 220104. Governing body

(a) BOARD OF GOVERNORS.—(1) The board of governors is the governing body of the corporation. The board is responsible for the general policies and program of the corporation and for the control of the affairs and property of the corporation.

(2) The board shall be elected by the members of the corporation for the term and in the classes provided in the bylaws of the corporation. The board includes—

- (A) six members appointed by the President;
- (B) the Secretary of Defense or the Secretary’s designee; and
- (C) representatives of the civilian organizations listed in section 220102(4) of this title, and of the public at large, as provided in the bylaws.

(3) The corporation may have other governing bodies or committees as provided in the bylaws.

(b) OFFICERS.—(1) The office of honorary chairman of the corporation shall be offered to the President. On acceptance, the honorary chairman shall be invited to preside at meetings of the corporation that the honorary chairman deems appropriate and convenient.

(2) The corporation may have other officers as provided in the bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1460; Pub. L. 109-284, § 5(11), Sept. 27, 2006, 120 Stat. 1212.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220104(a)	36:1305(b), (c).	Dec. 29, 1979, Pub. L. 96-165, § 5(b)-(d), 93 Stat. 1270.
220104(b)	36:1305(d).	

In subsection (a)(1), the words “The board of governors is the governing body of the corporation” are substituted for “The management of the corporation shall be entrusted to a board of governors” for consistency in the revised title.

In subsection (a)(2), the text of 36:1305(b) (2d sentence) and the word “Thereafter” are omitted as executed and obsolete.

In subsection (b)(1), the word “offered” is substituted for “tendered” to use a more common word.

AMENDMENTS

2006—Subsec. (a)(2)(B). Pub. L. 109-284 substituted “Defense” for “State”.

§ 220105. Powers

The corporation has all the powers necessary and proper to carry out the purposes stated in section 220102 of this title, including the power—

- (1) to adopt and amend bylaws and regulations for the management of its property and the regulation of its affairs;
- (2) to adopt and alter a corporate seal;

(3) to adopt and alter emblems and marks;
 (4) to establish and maintain offices to conduct the affairs of the corporation;

(5) to choose officers, representatives, and agents as the activities of the corporation require;

(6) to make contracts;

(7) to acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(8) to borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(9) to publish a magazine, newspaper, and other publications;

(10) to establish, regulate, and terminate councils, organizations, chapters, or affiliates as needed to carry out the purposes stated in section 220102 of this title;

(11) to solicit funds;

(12) to sue and be sued; and

(13) to do any other act necessary and proper to carry out the purposes stated in section 220102 of this title.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1460.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220105	36:1303. 36:1306 (1st sentence).	Dec. 29, 1979, Pub. L. 96-165, §§ 3, 6 (1st sentence), 93 Stat. 1269, 1271.

In this section, the text of 36:1306 (1st sentence) is omitted as executed and obsolete.

Before clause (1), the word “objects” is omitted as included in “purposes”. The word “including” is substituted for “Without limiting the generality of the foregoing, the corporation shall have the following specific powers” to eliminate unnecessary words.

In clause (1), the word “adopt” is substituted for “enact”, the word “regulations” is substituted for “rules, and regulations”, and the words “for the management of its property and the regulation of its affairs” are substituted for “for its internal governance and management”, for consistency in the revised title. The words “not inconsistent with this chapter or other provisions of law” are omitted as unnecessary.

In clause (5), the words “as the activities of the corporation require” are substituted for “as may be necessary to carry out the corporate purposes” for consistency in the revised title.

In clause (6), the words “make contracts” are substituted for “make and enter into contracts” for consistency in the revised title and to eliminate unnecessary words.

Clause (7) is substituted for 36:1303(d) for consistency in the revised title.

In clause (8), the words “for the purposes of the corporation” are omitted as unnecessary. The words “instruments of indebtedness, and secure its obligations by granting security interests in its property” are substituted for “bonds therefor, and secure the same by mortgage” for consistency in the revised title. The words “subject in every case to all applicable provisions of Federal and State law” are omitted as unnecessary.

In clause (10), the words “State, regional, local, and overseas” are omitted as unnecessary. The words “as needed” are substituted for “in such manner and by such rules as it deems appropriate so as to enable it”, and the words “to carry out the purposes stated in section 220102 of this title” are substituted for “to carry