

**CHAPTER 403—CIVIL AIR PATROL**

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**AMENDMENTS**

2000—Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(2)(C)], Oct. 30, 2000, 114 Stat. 1654, 1654A-300, inserted “and governing body” after “Membership” in item 40303.

**§ 40301. Organization**

(a) **FEDERAL CHARTER.**—Civil Air Patrol (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. 1331.)

**HISTORICAL AND REVISION NOTES**

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
40301(a) .....	36:201.	July 1, 1946, ch. 527, §§1, 5 (related to perpetual succession), 60 Stat. 346, 347.
40301(b) .....	36:205 (related to perpetual succession).	

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

**§ 40302. Purposes**

The purposes of the corporation are as follows:

- (1) To provide an organization to—
  - (A) encourage and aid citizens of the United States in contributing their efforts, services, and resources in developing aviation and in maintaining air supremacy; and
  - (B) encourage and develop by example the voluntary contribution of private citizens to the public welfare.
- (2) To provide aviation education and training especially to its senior and cadet members.
- (3) To encourage and foster civil aviation in local communities.
- (4) To provide an organization of private citizens with adequate facilities to assist in meeting local and national emergencies.
- (5) To assist the Department of the Air Force in fulfilling its noncombat programs and missions.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1331; Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-299.)

**HISTORICAL AND REVISION NOTES**

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
40302 .....	36:202.	July 1, 1946, ch. 527, §2, 60 Stat. 346.

Before clause (1), the word “objects” is omitted as included in “purposes”.

In clause (1)(A), the words “citizens of the United States” are substituted for “American citizens” for consistency in the revised title and with other titles of the United States Code.

**AMENDMENTS**

2000—Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(A)], substituted “as follows:” for “to—” in introductory provisions.

Par. (1). Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(B), (C)], inserted “To” before “provide” in introductory provisions and substituted a period for the semicolon at the end of subpar. (B).

Par. (2). Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(B), (C)], inserted “To” before “provide” and substituted a period for the semicolon at the end.

Par. (3). Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(B), (D)], inserted “To” before “encourage” and substituted a period for “; and” at the end.

Par. (4). Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(B)], inserted “To” before “provide”.

Par. (5). Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(1)(E)], added par. (5).

**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.

**§ 40303. Membership and governing body**

(a) **MEMBERSHIP.**—Eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) **GOVERNING BODY.**—The Civil Air Patrol has a Board of Governors. The composition and responsibilities of the Board of Governors are set forth in section 9447 of title 10.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1332; Pub. L. 106-398, §1 [[div. A], title X, §1090(b)(2)(A), (B)], Oct. 30, 2000, 114 Stat. 1654, 1654A-300.)

**HISTORICAL AND REVISION NOTES**

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
40303 .....	36:203.	July 1, 1946, ch. 527, §3, 60 Stat. 346.

The words “are as provided in” are substituted for “shall be determined according to” for consistency in the revised title. The text of 36:203 (proviso) is omitted as obsolete.

**AMENDMENTS**

2000—Pub. L. 106-398 inserted “and governing body” after “Membership” in section catchline, designated existing provisions as subsec. (a), inserted subsec. (a) heading, and added subsec. (b).

**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,