

§ 22905. Governing body

(a) **BOARD OF DIRECTORS.**—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) **OFFICERS.**—The officers and the election of officers are as provided in the articles of incorporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1310.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22905(a)	36:3906.	Nov. 6, 1986, Pub. L. 99–604, §§ 6, 7, 100 Stat. 3447.
22905(b)	36:3907.	

The words “and in conformity with the laws of the State or States in which it is incorporated” in 36:3906 and “and in conformity with the laws of the State or States wherein it is incorporated” in 36:3907 are omitted as unnecessary.

§ 22906. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1310.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22906	36:3902.	Nov. 6, 1986, Pub. L. 99–604, § 2, 100 Stat. 3446.

The words “each State” are substituted for “State or States” for consistency in the revised title. The words “and subject to the laws of such State or States” are omitted as unnecessary.

§ 22907. Restrictions

(a) **STOCK AND DIVIDENDS.**—The corporation may not issue stock or declare or pay a dividend.

(b) **POLITICAL ACTIVITIES.**—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) **LOANS.**—The corporation may not make a loan to a director, officer, or employee.

(e) **CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.**—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1310.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22907(a)	36:3908(d).	Nov. 6, 1986, Pub. L. 99–604, § 8(a)–(e), 100 Stat. 3447.

HISTORICAL AND REVISION NOTES—Continued

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22907(b)	36:3908(c).	
22907(c)	36:3908(a).	
22907(d)	36:3908(b).	
22907(e)	36:3908(e).	

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

In subsection (b), the words “as such” are substituted for “acting as such officer or director” for consistency in the revised title.

In subsection (c), the words “inure to the benefit of” are substituted for “shall insure [sic] to”, and the words “charter granted by this chapter” are substituted for “this charter”, for clarity and consistency in the revised title.

§ 22908. Duty to maintain corporate and tax-exempt status

(a) **CORPORATE STATUS.**—The corporation shall maintain its status as a corporation incorporated under the laws of Ohio.

(b) **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. 1310.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22908(a)	36:3908(f).	Nov. 6, 1986, Pub. L. 99–604, §§ 8(f), 15 (1st sentence), 100 Stat. 3447, 3448.
22908(b)	36:3914 (1st sentence).	

In subsection (a), the words “retain and”, “organized and”, and “the State of” are omitted as unnecessary.

§ 22909. 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. 1310.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
22909	36:3910.	Nov. 6, 1986, Pub. L. 99–604, § 10, 100 Stat. 3447.

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.

§ 22910. 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. 1311.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
22910	36:3904.	Nov. 6, 1986, Pub. L. 99–604, § 4, 100 Stat. 3446.

The words “in furtherance of its corporate purposes” are omitted as unnecessary.

§ 22911. 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. 1311.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
22911	36:3909.	Nov. 6, 1986, Pub. L. 99–604, § 9, 100 Stat. 3447.

§ 22912. 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. 1311.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
22912	36:3911.	Nov. 6, 1986, Pub. L. 99–604, § 12, 100 Stat. 3448.

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.

CHAPTER 231—AVIATION HALL OF FAME

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§ 23101. Organization

(a) FEDERAL CHARTER.—Aviation Hall of Fame (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. 1311.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
23101	36:4301. 36:4302. 36:4304(1).	July 14, 1964, Pub. L. 88–372, §§ 1, 2, 4(1), 78 Stat. 314, 315.

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

The text of 36:4302 is omitted as executed and obsolete.

§ 23102. Purposes

The purposes of the corporation are—

(1) to receive and maintain one or more funds and to use any part of the principal and income only for charitable, scientific, literary, or educational purposes, either directly or by contributing to organizations authorized to carry on similar activities;

(2) to honor citizens, aviation leaders, pilots, teachers, scientists, engineers, inventors, governmental leaders, and other individuals who have helped to make this Nation great by their outstanding contributions to the establishment, development, advancement, or improvement of aviation in the United States;

(3) to perpetuate the memory of those individuals and record their contributions and achievements by the erection and maintenance of buildings and monuments as may be appropriate as a lasting memorial;

(4) to promote a better sense of appreciation of the origins and growth of aviation, especially in the United States, and the part aviation has played in changing the economic, social, and scientific aspects of our Nation;

(5) to establish and maintain a library and museum for the collection and preservation for posterity of the history of those honored by the organization, together with a documentation of their accomplishments and contributions to aviation, including items such as aviation pictures, paintings, books, papers, documents, scientific data, relics, mementos, artifacts, and other items related to that history;

(6) to cooperate with other recognized aviation organizations actively engaged and interested in similar projects; and

(7) to engage in any other activities appropriate to carry out the purposes of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1311.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
23102	36:4303(1) (1st sentence words before 8th comma, last sentence), (2)–(7).	July 14, 1964, Pub. L. 88–372, § 3(1) (1st sentence words before 8th comma, last sentence), (2)–(7), 78 Stat. 314, 315.