

(5) to sue and be sued, and complain and defend itself in any court of competent jurisdiction, except that the Directors of the Board shall not be personally liable, except for gross negligence;

(6) to enter into contracts or other arrangements with public agencies and private organizations and persons and to make such payments as may be necessary to carry out its functions; and

(7) to do any and all acts necessary and proper to carry out the purposes of the Foundation.

A gift, devise, or bequest may be accepted by the Foundation even though it is encumbered, restricted, or subject to beneficial interests of private persons, if any current or future interest therein is for the benefit of the Foundation.

(Pub. L. 104-285, title II, §204, Oct. 11, 1996, 110 Stat. 3384.)

§ 5704. Administrative services and support

The Librarian may provide personnel, facilities, and other administrative services to the Foundation, including reimbursement of expenses under section 5702 of this title, not to exceed the current per diem rates for the Federal Government, and the Foundation shall reimburse the Librarian therefor. Amounts so reimbursed shall be deposited in the Treasury to the credit of the appropriations then current and chargeable for the cost of providing such services.

(Pub. L. 104-285, title II, §205, Oct. 11, 1996, 110 Stat. 3385.)

§ 5705. Volunteer status

The Librarian may accept, without regard to the civil service classification laws, rules, or regulations, the services of the Foundation, the Board, and other officers and employees of the Board, without compensation from the Library of Congress, as volunteers in the performance of the functions authorized in this chapter.

(Pub. L. 104-285, title II, §206, Oct. 11, 1996, 110 Stat. 3385.)

REFERENCES IN TEXT

The civil service classification laws, referred to in text, probably should refer to civil service and classification laws. The civil service laws are set forth in Title 5, Government Organization and Employees. See, particularly, section 3301 et seq. of Title 5. The classification laws are set forth in chapter 51 and subchapter III of chapter 53 of Title 5.

§ 5706. Audits, report requirements, and petition of Attorney General, for equitable relief

(a) Audits

The Foundation shall be treated as a private corporation established under Federal law for purposes of the Act entitled “An Act to provide for audit of accounts of private corporations established under Federal law.”, approved August 30, 1964 (36 U.S.C. 1101-1103).

(b) Report

The Foundation shall, as soon as practicable after the end of each fiscal year, transmit to the

Congress a report of its proceedings and activities during such year, including a full and complete statement of its receipts, expenditures, and investments.

(c) Relief with respect to certain Foundation acts or failure to act

If the Foundation—

(1) engages in, or threatens to engage in, any act, practice, or policy that is inconsistent with its purposes set forth in section 5701(b) of this title, or

(2) refuses, fails, or neglects to discharge its obligations under this chapter, or threatens to do so,

the Attorney General of the United States may file a petition in the United States District Court for the District of Columbia for such equitable relief as may be necessary or appropriate.

(Pub. L. 104-285, title II, §207, Oct. 11, 1996, 110 Stat. 3385.)

REFERENCES IN TEXT

The Act entitled “An Act to provide for audit of accounts of private corporations established under Federal law.”, referred to in subsec. (a), is Pub. L. 88-504, Aug. 30, 1964, 78 Stat. 635, as amended, which is classified principally to chapter 42 (§1101 et seq.) of this title. For complete classification of this Act to the Code, see Tables.

§ 5707. United States release from liability

The United States shall not be liable for any debts, defaults, acts, or omissions of the Foundation, nor shall the full faith and credit of the United States extend to any obligation of the Foundation.

(Pub. L. 104-285, title II, §208, Oct. 11, 1996, 110 Stat. 3386.)

§ 5708. Authorization of appropriations

(a) Authorization

There are authorized to be appropriated to the Library of Congress such sums as may be necessary to carry out the purposes of this chapter, not to exceed \$250,000 for each of the fiscal years 2000 through 2003, to be made available to the Foundation to match private contributions (whether in currency, services, or property) made to the Foundation by private persons and State and local governments.

(b) Administrative expenses

No Federal funds authorized under this section may be used by the Foundation for administrative expenses of the Foundation, including for salaries, travel, and transportation expenses, and other overhead expenses.

(Pub. L. 104-285, title II, §209, Oct. 11, 1996, 110 Stat. 3386.)

CHAPTER 90—FEDERAL CHARTER FOR THE AIR FORCE SERGEANTS ASSOCIATION

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§ 5801. Recognition and grant of Federal charter

The Air Force Sergeants Association, a non-profit corporation organized under the laws of the District of Columbia, is recognized as such and granted a Federal charter.

(Pub. L. 105–85, div. A, title XV, § 1501, Nov. 18, 1997, 111 Stat. 1963.)

§ 5802. Powers

The Air Force Sergeants Association (in this chapter referred to as the “association”) shall have only those powers granted to it through its bylaws and articles of incorporation filed in the District of Columbia and subject to the laws of the District of Columbia.

(Pub. L. 105–85, div. A, title XV, § 1502, Nov. 18, 1997, 111 Stat. 1963.)

§ 5803. Purposes

The purposes of the association are those provided in its bylaws and articles of incorporation and shall include the following:

(1) To help maintain a highly dedicated and professional corps of enlisted personnel within the United States Air Force, including the United States Air Force Reserve, and the Air National Guard.

(2) To support fair and equitable legislation and Department of the Air Force policies and to influence by lawful means departmental plans, programs, policies, and legislative proposals that affect enlisted personnel of the Regular Air Force, the Air Force Reserve, and the Air National Guard, its retirees, and other veterans of enlisted service in the Air Force.

(3) To actively publicize the roles of enlisted personnel in the United States Air Force.

(4) To participate in civil and military activities, youth programs, and fundraising campaigns that benefit the United States Air Force.

(5) To provide for the mutual welfare of members of the association and their families.

(6) To assist in recruiting for the United States Air Force.

(7) To assemble together for social activities.

(8) To maintain an adequate Air Force for our beloved country.

(9) To foster among the members of the association a devotion to fellow airmen.

(10) To serve the United States and the United States Air Force loyally, and to do all else necessary to uphold and defend the Constitution of the United States.

(Pub. L. 105–85, div. A, title XV, § 1503, Nov. 18, 1997, 111 Stat. 1963.)

§ 5804. Service of process

With respect to service of process, the association shall comply with the laws of the District of Columbia and those States in which it carries on its activities in furtherance of its corporate purposes.

(Pub. L. 105–85, div. A, title XV, § 1504, Nov. 18, 1997, 111 Stat. 1964.)

§ 5805. Membership

Except as provided in section 5808(g) of this title, eligibility for membership in the association and the rights and privileges of members shall be as provided in the bylaws and articles of incorporation of the association.

(Pub. L. 105–85, div. A, title XV, § 1505, Nov. 18, 1997, 111 Stat. 1964.)

§ 5806. Board of directors

Except as provided in section 5808(g) of this title, the composition of the board of directors of the association and the responsibilities of the board shall be as provided in the bylaws and articles of incorporation of the association and in conformity with the laws of the District of Columbia.

(Pub. L. 105–85, div. A, title XV, § 1506, Nov. 18, 1997, 111 Stat. 1964.)

§ 5807. Officers

Except as provided in section 5808(g) of this title, the positions of officers of the association and the election of members to such positions shall be as provided in the bylaws and articles of incorporation of the association and in conformity with the laws of the District of Columbia.

(Pub. L. 105–85, div. A, title XV, § 1507, Nov. 18, 1997, 111 Stat. 1964.)

§ 5808. Restrictions

(a) Income and compensation

No part of the income or assets of the association may inure to the benefit of any member, officer, or director of the association or be distributed to any such individual during the life of this charter. Nothing in this subsection may be construed to prevent the payment of reasonable compensation to the officers and employees of the association or reimbursement for actual and necessary expenses in amounts approved by the board of directors.

(b) Loans

The association may not make any loan to any member, officer, director, or employee of the association.