

## TRANSITION PROVISIONS

Section 3 of Pub. L. 100-674 provided that: "Not later than 120 days after the date of the enactment of this Act [Nov. 17, 1988], the congressional leadership shall appoint members to fill vacancies on the Congressional Award Board in accordance with section 4(a) of the Congressional Award Act [2 U.S.C. 803(a)] (as amended by section 2(b)). In filling such vacancies, the congressional leadership shall first appoint members from the Congressional Award Association and local Congressional Award Councils in accordance with section 4(a) of the Congressional Award Act (as amended by section 2(b))."

## EXCEPTIONAL TERMS FOR CERTAIN BOARD MEMBERS

Section 2 of Pub. L. 98-33, relating to exceptional terms for certain individuals appointed to the Congressional Award Board, was repealed by Pub. L. 99-161, § 5, Nov. 25, 1985, 99 Stat. 936.

## § 804. Administration

**(a) Director; status; appointment and term; removal**

In the administration of the Congressional Award Program, the Board shall be assisted by a Director, who shall be the principal executive of the program and who shall supervise the affairs of the Board. The Director shall be appointed by a majority vote of the Board, and shall serve for such term as the Board may determine. The Director may be removed by a majority vote of the Board.

**(b) Functions of Director**

The Director shall, in consultation with the Board—

- (1) formulate programs to carry out the policies of the Congressional Award Program;
- (2) establish such divisions within the Congressional Award Program as may be appropriate; and
- (3) employ and provide for the compensation of such personnel as may be necessary to carry out the Congressional Award Program, subject to such policies as the Board shall prescribe under its bylaws.

**(c) Requirements regarding financial operations; noncompliance with requirements**

(1) The Director shall, in consultation with the Board, ensure that appropriate procedures for fiscal control and fund accounting are established for the financial operations of the Congressional Award Program, and that such operations are administered by personnel with expertise in accounting and financial management. Such personnel may be retained under contract. In carrying out this paragraph, the Director shall ensure that the liabilities of the Board do not, for any calendar year, exceed the assets of the Board.

(2)(A) The Comptroller General of the United States shall determine, for calendar years 1993<sup>1</sup> 1994, 1995, 1996, 1997, and 1998, whether the Director has substantially complied with paragraph (1). The findings made by the Comptroller General under the preceding sentence shall be included in the first report submitted under section 807(b) of this title after December 31, 1994.

(B) If the Director fails to substantially comply with paragraph (1), the Board shall take

such actions as may be necessary to prepare, pursuant to section 808 of this title, for the orderly cessation of the activities of the Board.

(Pub. L. 96-114, § 5, Nov. 16, 1979, 93 Stat. 853; Pub. L. 102-457, § 2, Oct. 23, 1992, 106 Stat. 2265; Pub. L. 104-208, div. A, title V, § 5401(a), Sept. 30, 1996, 110 Stat. 3009-511.)

## AMENDMENTS

1996—Subsec. (c)(2)(A). Pub. L. 104-208 substituted "1994, 1995, 1996, 1997, and 1998" for "and 1994".

1992—Subsec. (c). Pub. L. 102-457 added subsec. (c).

## SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 802 of this title.

**§ 805. Regional award directors of program; appointment criteria**

Regional award directors may be appointed by the Board, upon recommendation of the Director, for any State or other appropriate geographic area of the United States. The Director shall make such recommendations with respect to a State or geographic area only after soliciting recommendations regarding such appointments from public and private youth organizations within such State or geographic area.

(Pub. L. 96-114, § 6, Nov. 16, 1979, 93 Stat. 853.)

**§ 806. Powers, functions, and limitations****(a) General operating and expenditure authority**

Subject to such limitations as may be provided for under this section, the Board may take such actions and make such expenditures as may be necessary to carry out the Congressional Award Program, except that—

- (1) the Board shall carry out its functions and make expenditures with only such resources as are available to the Board from sources other than the Federal Government; and
- (2) the Board shall not take any actions which would disqualify the Board from treatment (for tax purposes) as an organization described in section 501(c)(3) of title 26.

**(b) Mandatory functions**

(1) The Board shall establish such functions and procedures as may be necessary to carry out the provisions of this chapter.

(2) The functions established by the Board under paragraph (1) shall include—

- (A) communication with local Congressional Award Councils concerning the Congressional Award Program;
- (B) provision, upon the request of any local Congressional Award Council, of such technical assistance as may be necessary to assist such council with its responsibilities, including the provision of medals, the preparation and provision of applications, guidance on disposition of applications, arrangements with respect to local award ceremonies, and other responsibilities of such council;

(C) conduct of outreach activities to establish new local Congressional Award Councils, particularly in inner-city areas and rural areas;

(D) in addition to those activities authorized under subparagraph (C), conduct of outreach

<sup>1</sup> So in original. Probably should be followed by a comma.