

TITLE 1: GOVERNMENT
DIVISION 9: MISCELLANEOUS PROVISIONS

§ 9506. Powers.

(a) Bylaws. The board of directors of the corporation shall adopt such bylaws as are deemed necessary for the corporation to exercise its powers and purpose.

(b) General corporate powers. The corporation may:

(1) Adopt and alter a corporate seal;

(2) Establish and maintain offices to conduct the affairs of the corporation;

(3) Make contracts;

(4) Accept gifts, legacies, devises, and government appropriations, in furtherance of its corporate purposes;

(5) Acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation, except to the extent prohibited by the Commonwealth Constitution;

(6) Borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) Publish a magazine, newspaper, and other publications consistent with its corporate purposes;

(8) Approve and revoke membership in the corporation;

(9) Sue and be sued, except that neither this paragraph nor any other provision of this act shall create a private right of action under this act;

(10) Exercise any and all other powers which corporations organized not for profit may have and exercise, and which are not expressly prohibited to it; and

(11) Do any other act necessary and proper to carry out the purposes of the corporation.

(c) Powers related to athletics and international competition. The corporation may:

(1) Serve as the coordinating body for athletic activity in the Commonwealth directly related to international athletic competition;

(2) Represent the Commonwealth in relations with the International Olympic Committee, the International University Sports Federation (FISU), the Pacific Games Council, the Micronesian Games Council, and other bodies which organize and conduct international multi-sport athletic competitions, and as its national Paralympic committee in relations with the International Paralympic Committee. If and when the Commonwealth is recognized by the International Olympic Committee, the corporation shall be the National Olympic Committee of the Commonwealth;

(3) Organize, finance, and control the representation of the Commonwealth in the competitions and events of the Olympic Games, the Paralympic Games, the Universiades, the Pacific Games (including the Pacific Mini-Games), the Micronesian Games, and other international multi-sport competitions, and obtain, directly or by delegation to the appropriate national federation, representation for those games;

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(4) Recognize eligible sports organizations as national federations for any sport that is included on the program of any international athletic competition in which the Commonwealth participates or may participate, or as paralympic sports organizations for any sport that is included on the program of the Paralympic Games;

(5) Facilitate, through orderly and effective administrative procedures, the resolution of conflicts or disputes that involve any of its members and any athlete, coach, trainer, manager, administrator, official, national federation, or sports organization and that arise in connection with their eligibility for and participation in any international athletic competition; and

(6) Provide financial assistance to any organization or association, except a corporation organized for profit, in furtherance of the purposes of the corporation.

(d) Specific powers and responsibilities. The corporation:

(1) Shall operate, maintain, and regulate the usage of the sports facilities and fields within the Oleai Sports Complex;

(2) May levy reasonable fees for the use of sports facilities and fields within the Oleai Sports Complex and other facilities under its operation and control;

(3) Shall have exclusive rights to award vending and advertising rights at the Oleai Sports Complex, subject to any restrictions on such rights as may be set forth in the memorandum described in paragraph (1) of this subsection (d);

(4) Shall receive, hold, and expend funds and property necessary or appropriate to accomplish the purposes of the corporation; and

(5) May operate a public lottery, as defined in Section 9301 of Title 1 of the Commonwealth Code.

Source: PL 4-66, § 1 (§ 9406); repealed by PL 18-49 § 4(c) (May 7, 2014); new section enacted by PL 18-49 § 3(105) (May 7, 2014), modified.

Commission Comment: See the comment to 1 CMC § 9501. The Commission corrected the capitalization of the words “Exercise” in subsection (b)(10) and “Facilitate” in subsection (f)(5) pursuant to 1 CMC § 3806(f).