

IN ADDITION TO THE REQUIREMENTS OF §5-305 OF THIS SUBTITLE, IF A CONGREGATION FORMS A RELIGIOUS CORPORATION UNDER THIS PART, ANY GIFT, DEVISE, OR BEQUEST MADE TO AND INTENDED TO ENURE TO THE BENEFIT OF THE CONGREGATION, ENURES TO THE BENEFIT OF THE RELIGIOUS CORPORATION, WHETHER OR NOT THE RELIGIOUS CORPORATION WAS DESIGNATED OR DESCRIBED ACCURATELY IN THE GIFT, DEVISE, OR BEQUEST.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 23, § 274.

The provisions of present §274 that relate to assets held in trust for the congregation are deleted as unnecessary in light of the similar, general provisions in §5-305 of this subtitle.

5-318. POWERS OF CORPORATION.

SUBJECT TO THE DISCIPLINE AND GOVERNMENT OF THE ROMAN CATHOLIC CHURCH, A RELIGIOUS CORPORATION FORMED UNDER THIS PART HAS:

(1) TO THE EXTENT THAT THEY ARE CONSISTENT WITH THE GENERAL CHARACTER OF THE RELIGIOUS CORPORATION, THE GENERAL POWERS SET FORTH IN § 2-103 OF THIS ARTICLE; AND

(2) THE POWERS SET FORTH IN § 5-306 OF THIS SUBTITLE.

REVISOR'S NOTE: This section presently appears as Art. 23, § 272.

Item (2) of this section is new language added to clarify that, except as qualified by the introductory language in this section, the religious corporation has the same powers as one formed under Part I of this subtitle. The present, express reference to the power to adopt "rules and ordinances" is deleted as unnecessary since that power already is specified in § 5-306(a)(5) of this subtitle.

The present qualification that the powers granted do not include any that "conflict with the Constitution or laws of the United States or this State" is deleted as unnecessary since that is the law in any event.

The only other changes are in style.

5-319. SUCCESSION OF CORPORATORS.

THE CORPORATORS OF A RELIGIOUS CORPORATION FORMED UNDER THIS PART CONTINUE TO CONSTITUTE THE RELIGIOUS CORPORATION UNTIL, ACCORDING TO THE DISCIPLINE AND