

or Coast Guard Reserve, for a term of six years. Each person enlisted under this subsection shall perform an initial period of active duty for training of not less than four months and shall subject to section 269 (e) (4) of this title, serve the rest of his period of enlistment as a member of the Ready Reserve."

70A Stat. 12;
72 Stat. 1437.

69 Stat. 603.

SEC. 4. Section 270(b) of title 10, United States Code, is amended by striking out the following: ", other than one enlisted under section 456(c) (2) (C) of title 50, appendix,".

62 Stat. 604.

SEC. 5. This Act shall not affect any term of obligated service incurred before the effective date of this Act. In addition, the enactment of this Act shall not increase the minimum period of active duty or active duty for training that is required on the day before the effective date of this Act to earn an exemption from training and service under the Universal Military Training and Service Act, as amended (50 U.S.C. App. 451 et seq.), in the case of persons who entered the Armed Forces before the effective date of this Act.

76 Stat. 1126.

SEC. 6. Section 13(a) of the Universal Military Training and Service Act, as amended (50 U.S.C. App. 463(a)), is amended by striking out "sections 281, 283, or 284 of title 18 of the United States Code, in section 190 of the Revised Statutes (U.S.C., title 5, sec. 99)", and inserting in place thereof "sections 203, 205, or 207 of title 18 of the United States Code".

Approved September 3, 1963.

Public Law 88-111

AN ACT

September 3, 1963
[H. R. 4330]

To amend the District of Columbia Business Corporation Act.

D. C. Business
Corporation Act
Amendments of
1963.

D. C. Code
29-904.

D. C. Code
29-907a.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 179; D.C. Code 29-901), is amended as follows:

(1) Section 4 of such Act is amended by adding at the end of subsection (h) the following new sentence: "No corporation formed hereunder shall plead any statutes against usury in any action."

(2) Section 11 of such Act is amended by adding the following subsections at the end thereof:

"(e) The registered agent of one or more domestic corporations may change the address of the registered office of such domestic corporation or corporations by filing with the Commissioners a statement setting forth:

"(1) the name of the registered agent;

"(2) the present address, including street and number, if any, of such registered agent;

"(3) the names of the corporation or corporations represented by such registered agent at such address;

"(4) the address, including street and number, if any, to which the office of such registered agent is to be changed; and

"(5) the date upon which such change will take place.

"(f) Such statement shall be executed in duplicate by such registered agent in his individual name, but if such agent is a corporation, domestic or foreign, such statement shall be executed by such corporation by its president or vice president and the corporate seal shall be thereto affixed, attested by its secretary or an assistant secretary and delivered to the Commissioners. If the Commissioners find that such statement conforms to law, they shall, when all fees and charges have been paid as prescribed in this Act:

"(1) endorse on each of such duplicate originals the word 'Filed' and the month, day, and year of the filing thereof;

"(2) file one of such duplicate originals in their office; and

"(3) return the other duplicate original to the registered agent.

"(g) The change of address of such registered agent as to the domestic corporation or corporations named in such statement shall become effective upon the filing of such statement by the Commissioners or on the date set forth in such statement as the date on which such change of location of such registered office will take place, whichever is later."

(3) Subsection (b) of section 12 of such Act is amended to read as follows:

D. C. Code
29-907b.

"(b) Whenever a corporation shall fail to appoint or maintain a registered agent in the District, or whenever any such registered agent cannot with reasonable diligence be found at the registered office of such corporation in the District, or whenever the articles of incorporation of any domestic corporation shall be revoked, then the Commissioners shall be an agent of such corporation upon whom any process against such corporation may be served and upon whom any notice or demand required or permitted by law to be served upon such corporation may be served. Service on the Commissioners of any such process, notice, or demand shall be made by delivering to and leaving with the Commissioners, or with any clerk having charge of their office duplicate copies of such process, notice, or demand. In the event any such process, notice, or demand is so served, the Commissioners shall immediately cause one of such copies thereof to be forwarded by registered or certified mail, addressed to the corporation at its registered office."

(4) Section 32 of such Act is amended by adding the following sentence at the end thereof: "Unless otherwise provided in the articles of incorporation or bylaws, the board of directors, by the affirmative vote of a majority of the directors then in office, and irrespective of any personal interest of any director, shall have authority to establish reasonable compensation of all directors for services to the corporation as directors, officers, or otherwise."

D. C. Code
29-916.

(5) Section 3 of such Act is amended by striking therefrom the following: " : *Provided further*, That no corporation may be organized under this Act unless the place where it conducts its principal business is located within the District of Columbia".

D. C. Code
29-903.

(6) Section 71(b) of such Act is amended (1) by striking out "and" in paragraph (2), (2) by striking out the period at the end of paragraph (3) and inserting in lieu thereof a semicolon and "and", and (3) by adding at the end thereof the following new paragraph:

D. C. Code
29-927g.

"(4) a post office address to which the Commissioners may mail a copy of any process against the corporation that may be served on them."

(7) Section 107 of such Act is amended by adding the following subsections at the end thereof:

D. C. Code
29-933h.

"(f) A registered agent of one or more foreign corporations may change the address of the registered office of such foreign corporation or corporations by filing with the Commissioners a statement setting forth:

"(1) the name of the registered agent;

"(2) the present address, including street and number, if any, of such registered agent;

"(3) the names of the corporation or corporations represented by such registered agent at such address;

"(4) the address, including street and number, if any, to which the office of such registered agent is to be changed; and

"(5) the date upon which such change will take place."

"(g) Such statement shall be executed in duplicate by such registered agent in his individual name but if such agent is a corporation, domestic or foreign, such statement shall be executed by such corporation by its president or a vice president and the corporate seal shall be thereto affixed, attested by its secretary or an assistant secretary, and delivered to the Commissioners. If the Commissioners find that such statement conforms to law, they shall, when all fees and charges have been paid as in this Act prescribed:

"(1) endorse on each of such duplicate originals the word 'Filed' and the month, day, and year of the filing thereof;

"(2) file one of such duplicate originals in their office; and

"(3) return the other duplicate original to the registered agent.

"(h) The change of address of such registered agent as to each corporation named in such statement shall become effective upon the filing of such statement by the Commissioners or on the date set forth in such statement as the date on which such change of location of such registered office will take place, whichever is later."

(8) Section 108 of such Act is amended to read as follows:

D. C. Code
29-9331.

"SERVICE OF PROCESS ON FOREIGN CORPORATION

"SEC. 108. (a) The registered agent so appointed by a foreign corporation authorized to transact business in the District shall be an agent of such foreign corporation upon whom process against such corporation may be served, and upon whom any notice or demand required or permitted by law to be served upon such corporation may be served. Service of any process, notice, or demand upon a corporate agent, as such agent, may be had by delivering a copy of such process, notice, or demand to the president, vice president, the secretary, or an assistant secretary of such corporate agent.

"(b) Whenever a foreign corporation authorized to transact business in the District shall fail to appoint or maintain a registered agent in the District, or whenever any such registered agent cannot with reasonable diligence be found at the registered office of such corporation in the District, or whenever the certificate of authority of a foreign corporation shall be revoked, then the Commissioners shall be an agent of such foreign corporation upon whom any process against such corporation may be served and upon whom any notice or demand required or permitted by law to be served upon such corporation may be served. Service on the Commissioners of any such process, notice, or demand shall be made by delivering to and leaving with the Commissioners, or with any clerk having charge of their office, duplicate copies of such process, notice, or demand. In the event any such process, notice, or demand is served on the Commissioners, they shall immediately cause one of such copies thereof to be forwarded by registered or certified mail, addressed to such corporation at its principal office in the State under the laws of which it is organized as the same appears in the records of the Commissioners.

"(c) If any foreign corporation shall transact business in the District without a certificate of authority, it shall, by transacting such business, be deemed to have thereby appointed the Commissioners its agent and representatives upon whom any process, notice, or demand may be served. Service shall be made by delivering to and leaving with the Commissioners, or with any clerk having charge of their office, duplicate copies of such process, notice, or demand, together with an affidavit giving the latest known post office address of such corporation and such service shall be sufficient if notice thereof and

a copy of the process, notice, or demand are forwarded by registered mail or certified mail addressed to such corporation at the address given in such affidavit.

“(d) The Commissioners shall keep a record of all processes, notices, and demands served upon them under this section, and shall record therein the time of such service and their action with reference thereto.

“(e) Nothing herein contained shall limit or affect the right to serve any process, notice, or demand required or permitted by law to be served upon a foreign corporation in any other manner now or hereafter permitted by law.”

(9) Subsection (b) of section 121 of such Act is amended (1) by striking out the period at the end thereof and inserting in lieu thereof a semicolon, and (2) by adding at the end thereof the following: D. C. Code
29-936.

“(20) filing by a registered agent of corporations of a statement of change of address of such registered agent, \$5, plus \$1 for each corporation, domestic or foreign, listed in such statement; and

“(21) furnishing a certificate as to the status of a corporation, domestic or foreign, or as to the existence or nonexistence of facts relating to corporations, domestic or foreign, such fee as they may, from time to time, determine to be reasonable.”

(10) Section 127 of such Act is amended to read as follows:

D. C. Code
29-938d.

“REINSTATEMENT OF PROCLAIMED CORPORATIONS

“SEC. 127. (a) A corporation, the articles of incorporation or certificate of authority of which have been revoked by proclamation, may at any time after the date of the issuance of the proclamation of revocation deliver to the Commissioners a petition for reinstatement, in duplicate, accompanied by the delinquent annual report or reports, or payment of delinquent annual report fee or fees in full, or both, as the case may be, plus interest thereon as provided by this Act, together with any penalties imposed by this Act.

“(b) If the petition for reinstatement of a proclaimed corporation is delivered to the Commissioners after the period for reservation of the name has expired and if they find that the name is not available for corporate use pursuant to the provisions of this Act, then, in addition to complying with the provisions of the preceding paragraph, the proclaimed corporation shall set forth in its petition for reinstatement its name at the time of issuance of the proclamation of revocation and its new name, which shall be a name available for corporate use pursuant to the provisions of this Act.

“(c) If the Commissioners find that all such documents conform to law, and that the period for reservation of the name has not expired, or if such period has expired, that the name is available for corporate use pursuant to the provisions of this Act, they shall, when all fees, charges, interest, and penalties have been paid as in this Act prescribed—

“(1) endorse on each of such duplicate originals and any such annual report or reports the word ‘Filed’ and the month, day, and year of the filing thereof;

“(2) file one of such duplicate originals and any such annual report or reports in their office;

“(3) issue a certificate of reinstatement to which they shall affix the other duplicate original;

“(4) deliver such certificate of reinstatement and other duplicate original to the corporation or its representative.

“(d) Upon the issuance of the certificate of reinstatement, the revocation proceedings theretofore taken as to such corporation by proclamation shall be deemed to be annulled, and such corporation

shall have such powers, rights, duties, and obligations as it had at the time of the issuance of the proclamation with the same force and effect as to such corporation as if the proclamation had not been issued."

D. C. Code
29-941.

(11) Subsection (a) of section 130 of such Act is amended by adding at the end thereof the following: "Nothing in this section shall prevent the filing, without the payment of all such fees, charges and penalties, of a written notice of resignation by a registered agent of a corporation, domestic or foreign."

D. C. Code
29-947.

(12) Section 136 of such Act is amended to read as follows:

"ACTION WITHOUT A MEETING

"SEC. 136. Any action required or permitted to be taken at a meeting of the shareholders of a corporation or of the board of directors or of any committee thereof may be taken without a meeting if a consent in writing setting forth the action so taken shall be signed by all of the shareholders entitled to vote with respect to the subject matter thereof, or by all of the members of the board or of such committee as the case may be, and such written consent is filed with the minutes of proceedings of the shareholders or the board or the committee. Such consent shall have the same force and effect as a unanimous vote of the shareholders or the board or the committee, as the case may be, and may be stated as such in any article or document filed with the Commissioners under this Act."

(13) Such Act is amended by adding at the end thereof the following new section:

"VERIFICATION NO LONGER REQUIRED

"SEC. 151. A requirement in this Act that any instrument be verified by oath need not be complied with after the effective date of the District of Columbia Business Corporation Act Amendments of 1963. A person who signs any instrument delivered to the Commissioners pursuant to this Act knowing it to contain a misstatement of fact shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$500, or by imprisonment not exceeding one year, or both, in the discretion of the court."

Short title.

SEC. 2. This Act may be cited as the "District of Columbia Business Corporation Act Amendments of 1963".

Effective date.

SEC. 3. This Act shall become effective sixty days after the date of its enactment.

Approved September 3, 1963.

Public Law 88-112

AN ACT

September 6, 1963
[H. R. 5883]

To correct a land description in the Act entitled "To provide for an exchange of lands between the United States and the Southern Ute Indian Tribe, and for other purposes".

Indians.
Southern Ute
Tribe.
Exchange of
land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 1(a) of the Act of October 15, 1962 (Public Law 87-828; 76 Stat. 954), is amended by deleting the comma after "Section 9: West half".

Approved September 6, 1963.