

technical resources of the country for dealing with such projects.

(c) To promote cooperation in research, at home and abroad, in order to secure concentration of effort, minimize duplication, and stimulate progress; but in all cooperative undertakings to give encouragement to individual initiative, as fundamentally important to the advancement of science.

(d) To serve as a means of bringing American and foreign investigators into active cooperation with the scientific and technical services of the Federal Government.

(e) To direct the attention of scientific and technical investigators to the importance of military and industrial problems in connection with national security, to the importance of environmental problems in connection with public health and the economy, and to aid in the solution of these problems by organizing specific research.

(f) To gather and collate scientific and technical information, at home and abroad, in cooperation with governmental and other agencies, and to disseminate such information to duly accredited persons and the public.

2. Scientists, engineers, and other technically qualified professionals who are officers or employees of departments and agencies of the executive branch of the Government are encouraged to participate in the work of the Council as requested by the Council to the extent authorized by the head of the officer's or employee's agency or department and permitted by law.

3. To the extent permitted by law and regulation, and in accordance with the congressional charter of the Academy, the actual expense of investigations, examinations, experiments, and reports by the Academy for the executive branch of the Government shall be paid to the Academy through one or more of the following: private gifts and bequests; appropriations for the benefit of the Academy; grants-in-aid, contracts, and other forms of financial agreement with executive departments and agencies. The Academy shall receive no compensation whatever for any services to the Government of the United States. Further, the Academy shall be subject to all provisions of OMB Circular A-122, "Cost Principles for Non-Profit Organizations," and to such other requirements regarding or limiting the Academy's recovery of costs as the Director of the Office of Management and Budget may specify from time to time in writing to the Academy and to agencies and departments of the Government.

4. When a department or agency of the executive branch of the Government determines that the Academy, because of its unique qualifications, is the only source that can provide the measure of expertise, independence, objectivity, and audience acceptance necessary to meet the department's or agency's program requirements, acquisition of services by the Academy may be obtained on a noncompetitive basis if otherwise in accordance with applicable law and regulations.

§ 150304. Annual meeting

The corporation shall hold an annual meeting at a place designated by the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1389.)

HISTORICAL AND REVISION NOTES

| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|----------------------------------|---|
| 150304 | 36:253 (words before 1st comma). | Mar. 3, 1863, ch. 111, §3 (words before 1st comma), 12 Stat. 806. |

CHAPTER 1504—NATIONAL AMERICAN INDIAN VETERANS, INCORPORATED

Sec. 150401. Organization.

- Sec. 150402. Purposes.
- 150403. Membership.
- 150404. Board of directors.
- 150405. Officers.
- 150406. Nondiscrimination.
- 150407. Powers.
- 150408. Exclusive right to name, seals, emblems, and badges.
- 150409. Restrictions.
- 150410. Duty to maintain tax-exempt status.
- 150411. Records and inspection.
- 150412. Service of process.
- 150413. Liability for acts of officers and agents.
- 150414. Failure to comply with requirements.
- 150415. Annual report.

§ 150401. Organization

The National American Indian Veterans, Incorporated, a nonprofit corporation organized in the United States (referred to in this chapter as the "corporation"), is a federally chartered corporation.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 935.)

§ 150402. Purposes

The purposes of the corporation are those stated in the articles of incorporation, constitution, and bylaws of the corporation, and include a commitment—

- (1) to uphold and defend the Constitution of the United States while respecting the sovereignty of the American Indian Nations;
- (2) to unite under one body all American Indian veterans who served in the Armed Forces of United States;
- (3) to be an advocate on behalf of all American Indian veterans without regard to whether they served during times of peace, conflict, or war;
- (4) to promote social welfare (including educational, economic, social, physical, and cultural values and traditional healing) in the United States by encouraging the growth and development, readjustment, self-respect, self-confidence, contributions, and self-identity of American Indian veterans;
- (5) to serve as an advocate for the needs of American Indian veterans and their families and survivors in their dealings with all Federal and State government agencies;
- (6) to promote, support, and utilize research, on a nonpartisan basis, pertaining to the relationship between American Indian veterans and American society; and
- (7) to provide technical assistance to the Bureau of Indian Affairs regional areas that are not served by any veterans committee or organization or program by—

- (A) providing outreach service to Indian Tribes in need; and
- (B) training and educating Tribal Veterans Service Officers for Indian Tribes in need.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 935.)

§ 150403. Membership

Subject to section 150406, eligibility for membership in the corporation, and the rights and

privileges of members, shall be as provided in the constitution and bylaws of the corporation.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150404. Board of directors

Subject to section 150406, the board of directors of the corporation, and the responsibilities of the board, shall be as provided in the constitution and bylaws of the corporation and in conformity with the laws under which the corporation is incorporated.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150405. Officers

Subject to section 150406, the officers of the corporation, and the election of such officers, shall be as provided in the constitution and bylaws of the corporation and in conformity with the laws of the jurisdiction under which the corporation is incorporated.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150406. Nondiscrimination

In establishing the conditions of membership in the corporation, and in determining the requirements for serving on the board of directors or as an officer of the corporation, the corporation may not discriminate on the basis of race, color, religion, sex, national origin, handicap, or age.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150407. Powers

The corporation shall have only those powers granted the corporation through its articles of incorporation, constitution, and bylaws, which shall conform to the laws of the jurisdiction under which the corporation is incorporated.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150408. Exclusive right to name, seals, emblems, and badges

(a) IN GENERAL.—The corporation shall have the sole and exclusive right to use the names “National American Indian Veterans, Incorporated” and “National American Indian Veterans”, and such seals, emblems, and badges as the corporation may lawfully adopt.

(b) EFFECT.—Nothing in this section interferes or conflicts with any established or vested rights.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 936.)

§ 150409. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not—

- (1) issue any shares of stock; or
- (2) declare or pay any dividends.

(b) DISTRIBUTION OF INCOME OR ASSETS.—

(1) IN GENERAL.—The income or assets of the corporation may not—

- (A) inure to any person who is a member, officer, or director of the corporation; or
- (B) be distributed to any such person during the life of the charter granted by this chapter.

(2) EFFECT.—Nothing in this subsection prevents the payment of reasonable compensation to the officers of the corporation, or reimbursement for actual and necessary expenses, in amounts approved by the board of directors.

(c) LOANS.—The corporation may not make any loan to any officer, director, member, or employee of the corporation.

(d) NO FEDERAL ENDORSEMENT.—The corporation may not claim congressional approval or Federal Government authority by virtue of the charter granted by this chapter for any of the activities of the corporation.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 937.)

§ 150410. Duty to maintain tax-exempt status

The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 937.)

Editorial Notes

REFERENCES IN TEXT

Internal Revenue Code of 1986, referred to in text, is classified to Title 26, Internal Revenue Code.

§ 150411. Records and inspection

(a) RECORDS.—The corporation shall keep—

- (1) correct and complete books and records of accounts;
- (2) minutes of any proceeding of the corporation involving any member of the corporation, the board of directors, or any committee having authority under the board of directors; and
- (3) at the principal office of the corporation, a record of the names and addresses of all members of the corporation having the right to vote.

(b) INSPECTION.—

(1) IN GENERAL.—All books and records of the corporation may be inspected by any member having the right to vote, or by any agent or attorney of such a member, for any proper purpose, at any reasonable time.

(2) EFFECT.—Nothing in this section contravenes—

(A) the laws of the jurisdiction under which the corporation is incorporated; or

(B) the laws of those jurisdictions within the United States and its territories within which the corporation carries out activities in furtherance of the purposes of the corporation.

(Added Pub. L. 118-31, div. E, title LI, §5103(a), Dec. 22, 2023, 137 Stat. 937.)

§ 150412. Service of process

With respect to service of process, the corporation shall comply with the laws of—