

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170506	36:2502.	July 23, 1984, Pub. L. 98-372, § 2, 98 Stat. 1239.

The words “and subject to the laws of such State or States” are omitted as unnecessary.

§ 170507. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1445.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170507(a)	36:2508(d).	July 23, 1984, Pub. L. 98-372, § 8, 98 Stat. 1240.
170507(b)	36:2508(c).	
170507(c)	36:2508(a).	
170507(d)	36:2508(b).	
170507(e)	36:2508(e).	

In subsection (a), the words “any shares of” are omitted as unnecessary.

In subsection (c), the words “inure to the benefit of” are substituted for “inure to” for consistency in the revised title.

§ 170508. 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 (26 U.S.C. 1 et seq.).

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1446.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170508	36:2514 (1st sentence).	July 23, 1984, Pub. L. 98-372, § 15 (1st sentence), 98 Stat. 1241.

§ 170509. Records and inspection

- (a) RECORDS.—The corporation shall keep—
- (1) correct and complete records of account;
 - (2) minutes of the proceedings of its members, board of directors, and committees hav-

ing any of the authority of its board of directors; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1446.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170509	36:2510.	July 23, 1984, Pub. L. 98-372, § 10, 98 Stat. 1240.

In this section, the word “records” is substituted for “books and records” for consistency in the revised title and with other titles of the United States Code. The words “Nothing in this section shall be construed to contravene any applicable State law” are omitted as unnecessary.

§ 170510. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1446.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170510	36:2504.	July 23, 1984, Pub. L. 98-372, § 4, 98 Stat. 1239.

The words “in furtherance of its corporate purposes” are omitted as unnecessary.

§ 170511. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1446.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170511	36:2509.	July 23, 1984, Pub. L. 98-372, § 9, 98 Stat. 1240.

§ 170512. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1446.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
170512	36:2511.	July 23, 1984, Pub. L. 98-372, § 12, 98 Stat. 1240.

Statutory Notes and Related Subsidiaries

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of reporting provisions in this section, see section 3003 of Pub. L. 104-66, set out as a note under section 1113 of Title 31, Money and Finance, and page 206 of House Document No. 103-7.

CHAPTERS 1707 THROUGH 1799—RESERVED

Editorial Notes

AMENDMENTS

2014—Pub. L. 113-237, §3(b)(15), Dec. 18, 2014, 128 Stat. 2838, substituted “CHAPTERS 1707 THROUGH 1799—RESERVED” for “CHAPTER 1801—[RESERVED]”.

CHAPTERS 1801 THROUGH 1899—RESERVED

Editorial Notes

AMENDMENTS

2014—Pub. L. 113-237, §3(b)(15), Dec. 18, 2014, 128 Stat. 2838, added placeholder for chapters 1801 to 1899.

CHAPTER 1901—RESERVE OFFICERS ASSOCIATION OF THE UNITED STATES

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- 190101. Organization.
- 190102. Purposes.
- 190103. Membership.
- 190104. Governing body.
- 190105. Powers.
- 190106. Exclusive right to name, seals, emblems, and badges.
- 190107. Restrictions.
- 190108. Headquarters.
- 190109. Records and inspection.
- 190110. Service of process.
- 190111. Liability for acts of officers and agents.
- 190112. Distribution of assets on dissolution or final liquidation.

§ 190101. Organization

(a) FEDERAL CHARTER.—Reserve Officers Association of the United States (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1447.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
190101	36:221.	June 30, 1950, ch. 431, §§1, 2, 4 (related to perpetual succession), 64 Stat. 312, 313.
	36:222. 36:224 (related to perpetual succession).	

This section is substituted for the source provisions for consistency in the revised title and to eliminate unnecessary and executed words.

§ 190102. Purposes

The purposes of the corporation are to support and promote the development and execution of a military policy for the United States that will provide adequate national security.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1447.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
190102	36:223.	June 30, 1950, ch. 431, §3, 64 Stat. 313.

The word “object” is omitted as unnecessary.

§ 190103. Membership

(a) ELIGIBILITY.—Eligibility for membership in the corporation is as provided in the constitution and bylaws of the corporation.

(b) VOTING.—Each active member of a department or chapter has one vote in the conduct of official business of that department or chapter.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1447.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
190103(a)	36:225.	June 30, 1950, ch. 431, §§5, 7(e), 64 Stat. 313, 314.
190103(b)	36:227(e).	

§ 190104. Governing body

(a) NATIONAL CONVENTION.—The corporation shall hold an annual national convention. The national convention shall be composed of delegates elected by the various departments.

(b) NATIONAL EXECUTIVE COMMITTEE.—(1) The national executive committee is the governing body of the corporation.

(2) The national executive committee consists of the president, the president elect, the last past president, 3 vice presidents, 3 junior vice presidents, a minimum of 3 national executive committee members, and the executive director. Each of these individuals, except the president elect and the executive director, has one vote on each matter decided by the committee.

(c) OFFICERS.—(1) The officers of the corporation are a president, a president elect, 3 vice presidents, 3 junior vice presidents, a minimum of 3 national executive committee members, an executive director, a national treasurer, a judge advocate, and other officers specified in the constitution of the corporation.

(2) The national officers of the corporation shall be elected and take office at the annual national convention, except for the executive director, the national treasurer, the judge advocate, and any other national officers specified in the constitution of the corporation, who shall be appointed by the national executive committee.

(3) The elected officers shall hold office for one year or until their successors have been elected and qualified.

(d) VACANCIES.—(1) Except for the positions of president, president elect, and last past president, a vacancy on the national executive committee shall be filled by the existing members of the committee. An individual appointed by the committee to fill a vacancy serves until the next national convention when the individual’s successor shall be elected for the unexpired term, if any, caused by the vacancy.

(2) If the president is absent or the office of president is vacant, the national vice president