

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

In subsection (b), the words “Except as otherwise provided” are added, and the word “existence” is substituted for “succession”, for consistency in the revised title.

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

Act May 21, 1953, ch. 63, § 2, 67 Stat. 28, provided that: “Any law heretofore enacted by the Congress and now in effect which refers to said Roosevelt Memorial Association shall hereafter be deemed to refer to such Association by its new name, Theodore Roosevelt Association.”

§ 210102. Purposes

The purposes of the corporation are—

- (1) to perpetuate the memory of Theodore Roosevelt for the benefit of the people of the United States and the world; and
- (2) to solicit, receive, hold, and maintain funds, and to apply the principal of the funds and the income from those funds to the following objects, among others:

(A) the erection and maintenance of a suitable and adequate monumental memorial in the District of Columbia to the memory of Theodore Roosevelt;

(B) the acquisition, development, and maintenance of a public park in memory of Theodore Roosevelt in Oyster Bay, New York;

(C) the establishment and maintenance of an endowment fund to promote the development and application of the policies and ideals of Theodore Roosevelt for the benefit of the American people; and

(D) the donation of real and personal property, including part or all of its endowment fund, to a public agency for the purpose of preserving in public ownership historically significant property associated with the life of Theodore Roosevelt.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1455.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210102	36:4703.	May 31, 1920, ch. 216, § 3, 41 Stat. 693; July 25, 1962, Pub. L. 87–547, § 6, 76 Stat. 217.

In clause (2), before subclause (A), the words “among others” are substituted for “and to that end, but without restriction to the objects enumerated below” to eliminate unnecessary words.

§ 210103. Membership

Eligibility for membership in the corporation is as provided in regulations adopted by the board of trustees.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1456.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210103	36:4704 (last par. related to regulations for membership).	May 31, 1920, ch. 216, § 4 (last par. related to regulations for membership), 41 Stat. 693.

This section is substituted for “The board of trustees shall have the power to adopt . . . regulations . . . for the admission to membership in the corporation” for consistency in the revised title.

§ 210104. Governing body

(a) BOARD OF TRUSTEES.—A self-perpetuating board of trustees shall manage and direct the property and affairs of the corporation.

(b) POWERS.—The board of trustees may adopt and amend a constitution, bylaws, and regulations for—

- (1) the selection of successor trustees;
- (2) the admission of members;
- (3) the election of officers; and
- (4) the conduct of the affairs of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1456.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210104	36:4704 (1st par., last par. less regulations for membership).	May 31, 1920, ch. 216, § 4 (1st par., last par. less regulations for membership), 41 Stat. 693.

The text of 36:4704 (2d sentence) is omitted as executed and obsolete.

In subsection (b), before clause (1), the words “adopt and amend” are substituted for “adopt from time to time . . . and alter, amend, or repeal” for consistency in the revised title and to eliminate unnecessary words. The word “rules” is omitted as included in “regulations”.

§ 210105. Powers

The corporation may—

- (1) adopt a constitution, bylaws, and regulations;
- (2) adopt and alter a corporate seal;
- (3) acquire and own property necessary to carry out the purposes of the corporation;
- (4) give and dedicate its property to public agencies and purposes;
- (5) maintain offices, hold meetings, and conduct business affairs in the District of Columbia and in the States, territories, and possessions of the United States;
- (6) sue and be sued within the jurisdiction of the United States; and
- (7) do any other act necessary and proper to carry out the purposes of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1456.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210105	36:4702 (words after 2d comma). 36:4707.	May 31, 1920, ch. 216, § 2 (words after 2d comma), 41 Stat. 692. May 31, 1920, ch. 216, § 7, as added Mar. 29, 1956, ch. 102, 70 Stat. 60.

The text of 36:4707 is omitted as executed and obsolete.

In clause (1), the word “rules” is omitted as included in “regulations”. The words “not inconsistent with the laws of the United States of America, or any State thereof” are omitted as unnecessary.

In clause (2), the words “adopt and alter” are substituted for “adopt . . . and the same to alter at pleasure” for consistency in the revised title.

In clause (3), the words “acquire and own property” are substituted for “hold such real and personal estate . . . and . . . receive real and personal property by gift, devise, or bequest” for consistency in the revised title and to eliminate unnecessary words.

In clause (6), the words “in courts of law and equity” are omitted as unnecessary and for consistency in the revised title.

§ 210106. Restrictions

(a) EXCLUSIVELY EDUCATIONAL PURPOSES.—The corporation shall be operated exclusively for educational purposes.

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

(c) DISTRIBUTIONS OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of any member or individual.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1456.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210106	36:4705.	May 31, 1920, ch. 216, § 5, 41 Stat. 693.

In subsection (a), the words “is organized and” are omitted as executed and obsolete.

In subsection (b), the words “certificates of” are omitted as unnecessary.

In subsection (c), the words “income or assets” are substituted for “earnings, income, or funds” for consistency in the revised title.

§ 210107. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1456.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210107	(no source).	

This section is added to except the Theodore Roosevelt Association from the application of section 10101 of the revised title, restating 36:1101–1103, which imposes audit requirements on certain federally chartered corporations. The Association is not included in the list of corporations set out in 36:1101 to which the audit requirements apply.

CHAPTER 2103—369TH VETERANS’ ASSOCIATION

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§ 210301. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1457.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210301	36:3013.	Oct. 30, 1984, Pub. L. 98–565, § 14, 98 Stat. 2922.

The words “the Commonwealth of Puerto Rico” are omitted as included in “the territories and possessions of the United States”.

§ 210302. Organization

(a) FEDERAL CHARTER.—369th Veterans’ Association (in this chapter, the “corporation”), a nonprofit corporation incorporated in New York, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1457.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210302(a)	36:3001.	Oct. 30, 1984, Pub. L. 98–565, §§ 1, 15 (last sentence), 17, 98 Stat. 2920, 2922.
210302(b)	36:3014 (last sentence). 36:3016.	

This section is substituted for the source provisions for consistency in the revised title.

§ 210303. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include—

- (1) promoting the principles of friendship and good will among its members;
- (2) engaging in social and civic activities that tend to enhance the welfare of its members and inculcate the true principles of good citizenship in its members; and
- (3) memorializing, individually and collectively, the patriotic services of its members in the 369th anti-aircraft artillery group and other units in the Armed Forces of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1457.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210303	36:3003.	Oct. 30, 1984, Pub. L. 98–565, § 3, 98 Stat. 2920.