

HISTORICAL AND REVISION NOTES—Continued

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50105(b)	36:3707.	

The words “and in conformity with the laws of the State or States in which it is incorporated” are omitted as unnecessary.

§ 50106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1342.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50106	36:3702.	Dec. 9, 1985, Pub. L. 99–172, § 2, 99 Stat. 1020.

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

§ 50107. 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. 1342.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50107(a)	36:3708(d).	Dec. 9, 1985, Pub. L. 99–172, § 8, 99 Stat. 1021.
50107(b)	36:3708(c).	
50107(c)	36:3708(a).	
50107(d)	36:3708(b).	
50107(e)	36:3708(e).	

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

§ 50108. 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.). If the corporation does not maintain that

status, the charter granted by this chapter expires.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1343.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50108	36:3714.	Dec. 9, 1985, Pub. L. 99–172, § 15, 99 Stat. 1022.

§ 50109. 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 having 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. 1343.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50109	36:3710.	Dec. 9, 1985, Pub. L. 99–172, § 10, 99 Stat. 1022.

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.

§ 50110. 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. 1343.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50110	36:3704.	Dec. 9, 1985, Pub. L. 99–172, § 4, 99 Stat. 1021.

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

§ 50111. 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. 1343.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
50111	36:3709.	Dec. 9, 1985, Pub. L. 99–172, § 9, 99 Stat. 1022.

§ 50112. 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. 1343.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50112	36:3711.	Dec. 9, 1985, Pub. L. 99-172, §12, 99 Stat. 1022.

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 200 of House Document No. 103-7.

CHAPTER 503—DISABLED AMERICAN VETERANS

- Sec.
- 50301. Organization.
- 50302. Purposes.
- 50303. Membership.
- 50304. Powers.
- 50305. Exclusive right to name.
- 50306. Restrictions.
- 50307. Service of process.
- 50308. Annual report.
- 50309. Dissolution.

Editorial Notes

AMENDMENTS

2016—Pub. L. 114-135, §1(c), Mar. 18, 2016, 130 Stat. 300, added item 50309.

§ 50301. Organization

(a) FEDERAL CHARTER.—Disabled American Veterans (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. 1343.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50301(a)	36:90a.	June 17, 1932, ch. 268, §1, 47 Stat. 320; July 15, 1942, ch. 505, §1, 56 Stat. 659.
	36:90b.	June 17, 1932, ch. 268, §§2, 4 (related to perpetual succession), 47 Stat. 320, 321.
50301(b)	36:90d (related to perpetual succession).	

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

§ 50302. Purposes

The corporation is organized exclusively for charitable and educational purposes. The purposes of the corporation shall include—

(1) to uphold and maintain the Constitution and laws of the United States;

(2) to realize the true American ideals and aims for which those eligible to membership fought;

(3) to advance the interests, and work for the betterment, of all wounded, injured, and disabled American veterans;

(4) to cooperate with the Department of Veterans Affairs and all other public and private agencies devoted to the cause of improving and advancing the condition, health, and interests of all wounded, injured, and disabled veterans;

(5) to stimulate a feeling of mutual devotion, helpfulness, and comradeship among all wounded, injured, and disabled veterans;

(6) to serve our comrades, our communities, and our country;

(7) to educate the public about the sacrifices and needs of disabled veterans;

(8) to educate disabled veterans about the benefits and resources available to them; and

(9) to encourage in all people that spirit of understanding which will guard against future wars.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1343; Pub. L. 114-135, §1(a), Mar. 18, 2016, 130 Stat. 300.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50302	36:90c.	June 17, 1932, ch. 268, §3, 47 Stat. 320; July 15, 1942, ch. 505, §2, 56 Stat. 660; June 13, 1991, Pub. L. 102-54, §13(n)(2), 105 Stat. 278.

Editorial Notes

AMENDMENTS

2016—Pub. L. 114-135, §1(a)(1), substituted “The corporation is organized exclusively for charitable and educational purposes. The purposes of the corporation shall include” for “The purposes of the corporation are” in introductory provisions.

Pars. (7) to (9). Pub. L. 114-135, §1(a)(2)–(4), added pars. (7) and (8) and redesignated former par. (7) as (9).

§ 50303. Membership

(a) ELIGIBILITY.—An individual is eligible for membership in the corporation if the individual—

(1)(A) was wounded, gassed, injured, or disabled in the line of duty during time of war while in the service of the military or naval forces of the United States; and

(B) was honorably discharged or separated from that service or is still in active service in the Armed Forces of the United States; or

(2)(A) was disabled while serving with any of the Armed Forces of a country associated with the United States as an ally during any of its war periods;

(B) is a citizen of the United States; and

(C) was honorably discharged.

(b) NO HONORARY MEMBERSHIPS.—An honorary membership may not be granted.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1344.)