

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20903 .....	36:2103.	Aug. 10, 1982, Pub. L. 97-234, § 3, 96 Stat. 261.

Before clause (1), the words “objects and” are omitted as unnecessary.

In clause (5), the words “of America” are omitted for consistency.

§ 20904. Membership

Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1291.)

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Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20904 .....	36:2105.	Aug. 10, 1982, Pub. L. 97-234, § 5, 96 Stat. 262.

§ 20905. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1291.)

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Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20905(a) .....	36:2106.	Aug. 10, 1982, Pub. L. 97-234, §§ 6, 7, 96 Stat. 262.
20905(b) .....	36:2107.	

The words “and in conformity with the laws of the State or States in which it is incorporated” in 36:2106 and “and in conformity with the laws of the State or States wherein it is incorporated” in 36:2107 are omitted as unnecessary.

§ 20906. 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. 1291.)

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Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20906 .....	36:2102.	Aug. 10, 1982, Pub. L. 97-234, § 2, 96 Stat. 261.

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

§ 20907. Exclusive right to name and emblem

The corporation has the exclusive right to use and to allow others to use the name “American Ex-Prisoners of War” and the official American Ex-Prisoners of War emblem or any colorable simulation of that emblem. This section does not affect any vested rights.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1291.)

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Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20907 .....	36:2115.	Aug. 10, 1982, Pub. L. 97-234, § 16, 96 Stat. 263.

The words “This section does not affect any vested rights” are substituted for “No powers or privileges hereby granted shall, however, interfere or conflict with established or vested rights” for consistency in the revised title and to eliminate unnecessary words.

§ 20908. 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 AUTHORITY.—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. 1291; Pub. L. 109-284, § 5(5), Sept. 27, 2006, 120 Stat. 1212.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
20908(a) .....	36:2108(d).	Aug. 10, 1982, Pub. L. 97-234, § 8(a)-(e), 96 Stat. 262.
20908(b) .....	36:2108(c).	
20908(c) .....	36:2108(a).	
20908(d) .....	36:2108(b).	
20908(e) .....	36:2108(e).	

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

In subsection (b), the words “as such” are substituted for “acting as such officer or director” for consistency in the revised title and to eliminate unnecessary words.

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

AMENDMENTS

2006—Subsec. (c). Pub. L. 109-284 substituted “board of directors” for “board or directors”.

§ 20909. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of the State of Washington.

(b) 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.).