

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1363.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80503	36:1603 (less discrimination).	Dec. 4, 1980, Pub. L. 96-497, §3 (less discrimination), 94 Stat. 2595.

Before clause (1), the words “purposes of the corporation are” are substituted for “objects and purposes of the corporation shall be, solely, that it is” for consistency in the revised title and to eliminate unnecessary words. In clause (1), the words “to operate in the public interest, as a nonpartisan and nonprofit organization, solely for” are substituted for “(a) organized and operated in the public interest, as a nonpartisan and nonprofit organization . . . (b) organized and operated solely for” to eliminate unnecessary words and because the prohibition on discrimination in 36:1603(a) is restated in sections 80504 and 80505 of the revised title.

§ 80504. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the articles of incorporation and bylaws.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, or national origin.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1363.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80504(a)	36:1605.	Dec. 4, 1980, Pub. L. 96-497, §§3 (related to discrimination in membership), 5, 94 Stat. 2595.
80504(b)	36:1603 (related to discrimination in membership).	

§ 80505. 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.

(c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, or national origin.

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HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80505(a)	36:1606.	Dec. 4, 1980, Pub. L. 96-497, §§3 (related to discrimination in holding office), 6, 7, 94 Stat. 2595, 2596.
80505(b)	36:1607.	
80505(c)	36:1603 (related to discrimination in holding office).	

In subsections (a) and (b), the words “and in conformity with the laws of the State or States where incorporated” in 36:1606 and 36:1607 are omitted as unnecessary.

§ 80506. Powers

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

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1363.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80506	36:1602.	Dec. 4, 1980, Pub. L. 96-497, §2, 94 Stat. 2595.

§ 80507. 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 any director, officer, or employee.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1363.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80507(a)	36:1608(d).	Dec. 4, 1980, Pub. L. 96-497, §8, 94 Stat. 2596.
80507(b)	36:1608(c).	
80507(c)	36:1608(a).	
80507(d)	36:1608(b).	

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.

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

§ 80508. 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. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80508	36:1614 (1st sentence).	Dec. 4, 1980, Pub. L. 96-497, §15 (1st sentence), 94 Stat. 2597.

§ 80509. 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. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80509	36:1610.	Dec. 4, 1980, Pub. L. 96-497, § 10, 94 Stat. 2596.

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 “However, nothing in this section shall be construed to contravene any applicable State law” are omitted as unnecessary.

§ 80510. 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. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80510	36:1604.	Dec. 4, 1980, Pub. L. 96-497, § 4, 94 Stat. 2595.

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

§ 80511. 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 and in accordance with the laws of the States in which it carries on its activities.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80511	36:1609.	Dec. 4, 1980, Pub. L. 96-497, § 9, 94 Stat. 2596.

§ 80512. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80512	36:1611.	Dec. 4, 1980, Pub. L. 96-497, § 12, 94 Stat. 2597.

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of reporting provisions in this section, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 201 of House Document No. 103-7.

CHAPTER 901—[RESERVED]

CHAPTER 1001—ITALIAN AMERICAN WAR VETERANS OF THE UNITED STATES

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§ 100101. 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. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100101	36:1713.	Nov. 20, 1981, Pub. L. 97-82, § 14, 95 Stat. 1093.

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

§ 100102. Organization

(a) FEDERAL CHARTER.—Italian American War Veterans of the United States (in this chapter, the “corporation”), a nonprofit corporation incorporated in California, Connecticut, Florida, Massachusetts, New Jersey, New York, Ohio, Pennsylvania, and Rhode Island, 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. 1364.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100102(a)	36:1701.	Nov. 20, 1981, Pub. L. 97-82, §§ 1, 15 (last sentence), 16, 95 Stat. 1091, 1093.
100102(b)	36:1714 (last sentence). 36:1715.	

In subsection (a), the words “organized and” and “the Nonprofit Corporation Acts of the States of” are omitted as unnecessary. The words “is a federally chartered corporation” are substituted for “is hereby recognized as such and is granted a charter” for consistency in the revised title and to eliminate unnecessary words.

In subsection (b), the text of 36:1714 (last sentence) is omitted as included in 36:1715. The words “restrictions or” are omitted as unnecessary.