

HISTORICAL AND REVISION NOTES

| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------|--|
| 170102 | 36:1153. | Aug. 11, 1971, Pub. L. 92-93, § 3, 85 Stat. 317. |

Before clause (1), the word “objects” is omitted as included in “purposes”.

§ 170103. Membership

An individual is eligible for membership in the corporation if the individual—

- (1) is a citizen of the United States;
- (2) was regularly enlisted, inducted, or commissioned, and was accepted for or on active duty, in the Army, Navy, Marine Corps, Air Force, or Coast Guard of the United States or an ally of the United States;
- (3)(A) was separated from service in the Armed Forces under conditions other than dishonorable; or
- (B) is on active duty or must continue to serve after the cessation of hostilities; and
- (4) has suffered a spinal cord injury or disease, whether or not service connected in origin.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1440.)

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| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------|--|
| 170103 | 36:1157. | Aug. 11, 1971, Pub. L. 92-93, § 7, 85 Stat. 318. |

In clause (1), the words “citizen of the United States” are substituted for “American citizen” for consistency in the revised title and with other titles of the United States Code.

Clause (3)(A) is substituted for “Service with the Armed Forces must have been terminated by discharge or separation from service under conditions other than dishonorable” to eliminate unnecessary words.

Clause (3)(B) is substituted for “Provided, however, That persons otherwise eligible for membership who are on active duty or who must continue to serve after the cessation of hostilities are also eligible for membership” to eliminate unnecessary words.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

§ 170104. Powers

- (a) SPECIFIC POWERS.—The corporation may—
 - (1) adopt and amend a constitution and by-laws;
 - (2) adopt and alter a corporate seal, emblems, and badges;
 - (3) choose officers, representatives, and agents as necessary to carry out the purposes of the corporation;
 - (4) make contracts;
 - (5) accept gifts, legacies, and devises that will further the purposes of the corporation;
 - (6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) establish, regulate, and discontinue subordinate State and regional organizations and local chapters or posts;

(9) establish and maintain offices to conduct the affairs of the corporation;

(10) publish a magazine, newspaper, and other publications;

(11) sue and be sued; and

(12) do any other act necessary and proper to carry out the purposes of the corporation.

(b) PRIVILEGES OF OTHER NATIONAL VETERANS’ ORGANIZATIONS.—Privileges granted to other national veterans’ organizations as a result of their being incorporated by Congress are also granted to the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1440.)

HISTORICAL AND REVISION NOTES

| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------------------------|--|
| 170104(a) | 36:1154 (less perpetual succession). | Aug. 11, 1971, Pub. L. 92-93, §§ 4 (less perpetual succession), 13, 85 Stat. 317, 319. |
| 170104(b) | 36:1163. | |

In subsection (a)(1), the word “amend” is substituted for “alter” for consistency in the revised title. The words “not inconsistent with law” are omitted as unnecessary.

In subsection (a)(6), the words “acquire, own, lease, encumber, and transfer” are substituted for “acquire, hold, and dispose of” for consistency in the revised title. The words “such real and personal” and “as may be” are omitted as unnecessary.

In subsection (a)(7), the words “for the purposes of the corporation” are omitted as unnecessary. The words “issue instruments of indebtedness, and secure its obligations by granting security interests in its property” are substituted for “issue bonds therefor, and secure the same by mortgage” for consistency in the revised title. The words “subject in every case to all applicable provisions of Federal and State law” are omitted as unnecessary.

In subsection (a)(12), the words “any other act” are substituted for “any and all acts and things” for consistency in the revised title and to eliminate unnecessary words. The words “objects and” are omitted as unnecessary.

In subsection (b), the words “Such provisions”, “and prerogatives”, “heretofore”, and “hereby” are omitted as unnecessary.

§ 170105. Exclusive right to name, seals, emblems, and badges

The corporation and its State and regional organizations and local chapters or posts have the exclusive right to use the name “Paralyzed Veterans of America” and seals, emblems, and badges the corporation lawfully adopts.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1441.)

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| Revised Section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------|---|
| 170105 | 36:1160. | Aug. 11, 1971, Pub. L. 92-93, § 10, 85 Stat. 318. |

The words “sole”, “have and”, and “in carrying out its purposes” are omitted as unnecessary.