

**§ 130107. Restrictions**

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

(b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as such may not contribute to a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, an officer or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the council of administration of the corporation.

(d) LOANS.—The corporation may not make a loan or advance to an officer or employee. Members of the council of administration who vote for or assent to making a loan or advance to an officer or employee, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1372.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130107(a) .....	36:78k.	June 17, 1959, Pub. L. 86–47, §§9, 10, 12, 73 Stat. 78, 79.
130107(b) .....	36:78i.	
130107(c) .....	36:78h(a).	
130107(d) .....	36:78h(b).	

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

In subsections (c) and (d), the reference to the “council of administration” is retained although there is no council of administration created by 36:78e or 36:78f.

In subsection (c), the words “inure to the benefit of” are substituted for “inure to” for consistency in the revised title. The words “This subsection does not prevent” are substituted for “Nothing in this subsection, however, shall be construed to prevent” for consistency in the revised title and to eliminate unnecessary words.

In subsection (d), the words “or advance” are added in 2 places for consistency in the subsection.

**§ 130108. Principal office**

The principal office of the corporation shall be in the District of Columbia or another place decided by the corporation. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130108 .....	36:78g(a).	June 17, 1959, Pub. L. 86–47, §8(a), 73 Stat. 78.

The word “various” is omitted as unnecessary.

**§ 130109. Records and inspection**

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account; and

(2) minutes of the proceedings of its national conventions and council of administration.

(b) INSPECTION.—A member, 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. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130109 .....	36:78l.	June 17, 1959, Pub. L. 86–47, §13, 73 Stat. 79.

In this section, the word “records” is substituted for “books and records” for consistency in the revised title and to eliminate unnecessary words.

In subsection (a)(2), the reference to the “council of administration” is retained although there is no council of administration created by 36:78e or 36:78f.

**§ 130110. Service of process**

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130110 .....	36:78g(b).	June 17, 1959, Pub. L. 86–47, §8(b), 73 Stat. 78.

The words “at all times” are omitted as unnecessary. The words “to receive” are substituted for “authorized to accept” for consistency in the revised title.

**§ 130111. 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. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130111 .....	36:78j.	June 17, 1959, Pub. L. 86–47, §11, 73 Stat. 79.

**§ 130112. Annual report**

Not later than March 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior fiscal year. The report may consist of a report on the proceedings of the national convention. The report may not be printed as a public document.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130112 .....	36:78n.	June 17, 1959, Pub. L. 86–47, §15, 73 Stat. 79.

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.

§ 130113. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the council of administration, but in compliance with the constitution and bylaws of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1373.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130113 .....	36:78p.	June 17, 1959, Pub. L. 86-47, §17, 73 Stat. 80.

The word "satisfaction" is omitted as included in "discharge", and the word "obligations" is omitted as included in "liabilities". The word "outstanding" is omitted as unnecessary. The words "as provided by" are substituted for "in accordance with the determination of" for consistency in the revised title and to eliminate unnecessary words. The reference to the "council of administration" is retained although there is no council of administration created by 36:78e or 36:78f. The words "all Federal and State laws applicable thereto" are omitted as unnecessary.

CHAPTER 1303—LEGION OF VALOR OF THE UNITED STATES OF AMERICA, INCORPORATED

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§ 130301. Organization

(a) FEDERAL CHARTER.—Legion of Valor of the United States of America, Incorporated (in this chapter, the "corporation"), is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

(d) REFERENCES TO ARMY AND NAVY LEGION OF VALOR OF THE UNITED STATES OF AMERICA, INCORPORATED.—Any reference to the Army and Navy Legion of Valor of the United States of America, Incorporated, is deemed to refer to the Legion of Valor of the United States of America, Incorporated.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1374.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130301(a) .....	36:631 (related to creation and declaration of incorporation).	Aug. 4, 1955, ch. 546, §§1, 2, 4(1), 69 Stat. 486, 487.
130301(b) .....	36:632. 36:631 (related to place of incorporation and domicile).	
130301(c) .....	36:631 (related to perpetual succession).	
130301(d) .....	36:634(1). 36:648.	June 21, 1961, Pub. L. 87-56, §1, 75 Stat. 95.

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

In subsection (a), the text of 36:632 is omitted as executed and obsolete.

In subsection (d), the words "The corporation known as the Army and Navy Legion of Valor of the United States of America, Incorporated, which was incorporated by the Act entitled 'An Act to Incorporate the Army and Navy Legion of Valor of the United States of America', approved August 4, 1955 (69 Stat. 486), shall be known and designated on and after June 21, 1961 as the Legion of Valor of the United States of America, Incorporated, and" are omitted as executed. The words "such corporation under the name of" and "such corporation under and by the name of" are omitted as unnecessary. The words "is deemed" are substituted for "shall be held" for consistency in the revised title.

§ 130302. Principles and purposes

(a) PRINCIPLES.—The principles underlying the corporation are patriotic allegiance to the United States of America, fidelity to the constitution and laws of the United States, the security of civil liberty, and the permanence of free institutions.

(b) PURPOSES.—The purposes of the corporation are—

- (1) to cherish the memories of the valiant deeds in arms for which the Congressional Medal of Honor, the Distinguished Service Cross, the Navy Cross, and the Air Force Cross are the insignia;
- (2) to promote true fellowship among its members;
- (3) to advance the best interests of members of the Armed Forces of the United States of America;
- (4) to extend all possible relief to needy members of the corporation and their widows and children; and
- (5) to stimulate patriotism in the minds of our youth by encouraging the study of the patriotic, military, and naval history of our Nation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1374.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
130302 .....	36:633.	Aug. 4, 1955, ch. 546, §3, 69 Stat. 487; June 21, 1961, Pub. L. 87-56, §2, 75 Stat. 95.

In subsection (b), the word "purposes" is substituted for "objects" for consistency in the revised title. The words "Navy Cross" are restated before "Air Force