

§ 230313. Termination of existence and distribution of assets

(a) **AUTHORITY TO MAKE CONTINGENT PROVISIONS.**—The national convention, by resolution, may declare that the corporate existence will terminate on the occurrence of a specified event and provide for the disposition of any property remaining after the discharge of all liabilities.

(b) **PROCEDURE FOR CARRYING OUT CONTINGENT PROVISIONS.**—(1) An authenticated copy of the national convention’s resolution must be filed in the office of the United States District Court for the District of Columbia.

(2) The court shall take jurisdiction when—

(A) the declared event has occurred; and

(B) a petition is filed with the court reciting the relevant facts.

(3) On proof of the facts, the court shall enter an order vesting title and ownership in accordance with the resolution of the national convention.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1485.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230313	36:779.	July 18, 1958, Pub. L. 85–530, § 19, 72 Stat. 375.

In subsection (a), the words “declare that the corporate existence will terminate on the occurrence of a specified event” are substituted for “declare the event upon which the corporate existence of the organization is to terminate” for clarity. 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.

In subsection (b)(1), the word “duly” is omitted as unnecessary. The word “must” is substituted for “shall” for clarity because the filing is only required if the national convention decides to exercise its discretionary authority under subsection (a).

In subsection (b)(2)(B), the word “relevant” is substituted for “said” for clarity.

In subsection (b)(3), the word “due” is omitted as unnecessary. The word “order” is substituted for “decree” for consistency in the revised title and with other titles of the United States Code. The word “vesting” is substituted for “which shall be effective to vest” to eliminate unnecessary words.

CHAPTER 2305—VIETNAM VETERANS OF AMERICA, INC.

Sec.	
230501.	Definition.
230502.	Organization.
230503.	Purposes.
230504.	Membership.
230505.	Governing body.
230506.	Powers.
230507.	Exclusive right to name, seals, emblems, and badges.
230508.	Restrictions.
230509.	Duty to maintain tax-exempt status.
230510.	Records and inspection.
230511.	Service of process.
230512.	Liability for acts of officers and agents.
230513.	Annual report.

§ 230501. 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. 1486.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230501	36:3814.	May 23, 1986, Pub. L. 99–318, § 15, 100 Stat. 476.

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

§ 230502. Organization

(a) **FEDERAL CHARTER.**—Vietnam Veterans of America, Inc. (in this chapter, the “corporation”), a nonprofit corporation incorporated in New York, 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. 1486.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230502(a)	36:3801.	May 23, 1986, Pub. L. 99–318, §§ 1, 18, 100 Stat. 474, 477.
230502(b)	36:3817.	

In subsection (a), the words “incorporated in New York” are substituted for “organized under the laws of the State of New York”, and 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.

In subsection (b), the word “restrictions” is omitted as included in “any provision of this chapter”.

§ 230503. Purposes

The purposes of the corporation are as provided in its articles of incorporation, constitution, and bylaws and include a commitment—

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

(2) to foster improvement of the condition of Vietnam-era veterans;

(3) to promote the social welfare (including educational, economic, social, physical, and cultural improvement) of Vietnam-era veterans and other veterans in the United States by encouraging their growth, development, readjustment, self-respect, self-confidence, and usefulness;

(4) to improve conditions for Vietnam-era veterans and develop channels of communication to assist Vietnam-era veterans;

(5) to conduct and publish research, on a nonpartisan basis, pertaining to—

(A) the relationship between Vietnam-era veterans and American society;

(B) the Vietnam war experience;

(C) the role of the United States in securing peaceful coexistence for the world community; and

(D) other matters that affect the educational, economic, social, physical, or cultural welfare of Vietnam-era veterans, other veterans, and their families;

(6) to assist disabled Vietnam-era veterans and other veterans in need of assistance and