

HISTORICAL AND REVISION NOTES—Continued

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
80303(a)(2) ..	36:34 (1st sentence words after 1st comma).	
80303(a)(3) ..	36:34 (3d sentence).	
80303(a)(4) ..	36:35 (1st, 2d sentences).	
80303(b)(1) ..	36:34 (4th sentence words before 1st comma, 5th, 7th sentences).	
80303(b)(2) ..	36:34 (6th sentence).	
80303(c) .....	36:34 (4th sentence words after 1st comma).	
80303(d) .....	36:35 (last sentence).	

In subsection (a)(1), the words “(hereinafter referred to as the ‘national council’)” are omitted as unnecessary.

In subsection (a)(3), the words “entire Council” are substituted for “whole number” for clarity.

In subsection (b)(1), the first sentence is substituted for “The affairs of the corporation between meetings of the national council shall be managed by a board of directors” and “The board of directors, to the extent provided in the constitution and bylaws, shall have the powers of the national council, in the interim between its meetings” to eliminate unnecessary words.

§ 80304. Powers

The corporation may—

(1) adopt and amend a constitution, bylaws, and regulations, including regulations for the election of associates and successors;

(2) adopt and alter a seal;

(3) have offices and conduct its activities in the District of Columbia and in the States, territories, and possessions of the United States;

(4) acquire, own, lease, encumber, and transfer property, and use any income from the property, as necessary to carry out the purposes of the corporation;

(5) sue and be sued within the jurisdiction of the United States; and

(6) do any other act necessary to carry out this chapter and the purposes of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1362.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
80304 .....	36:32 (words after 2d comma).	Mar. 16, 1950, ch. 62, §§2 (words after 2d comma), 8, 64 Stat. 23, 24.
	36:34 (last sentence).	Mar. 16, 1950, ch. 62, §4 (last sentence), 64 Stat. 23; Aug. 14, 1953, ch. 486, §1, 67 Stat. 582.
	36:38.	

In this section, the text of 36:38 is omitted as executed and obsolete.

In clause (1), the word “amend” is substituted for “and from time to time to alter such constitution, bylaws, rules, and regulations” for consistency in the revised title and to eliminate unnecessary words. The word “rules” is omitted as included in “regulations”. The words “not inconsistent with the laws of the United States, or any State thereof” are omitted as unnecessary.

In clause (2), the word “destroy” is omitted as unnecessary and for consistency in the revised title.

In clause (3), the word “activities” is substituted for “business and affairs” for consistency in the revised title and to eliminate unnecessary words.

In clause (4), the words “acquire, own, lease, encumber, and transfer property, and use any income from the property, as necessary to carry out the purposes of the corporation” are substituted for “take, receive, and hold, in trust or otherwise, and to sell and convey real and personal property necessary for its corporate purposes, and other real and personal property, the income from which shall be applied to its corporate purposes” in 36:32 and “authorize and cause to be executed leases, mortgages, and liens upon, and sales and conveyances of, any of the property of the corporation; and the proceeds arising therefrom shall be applied or invested for the use and benefit of the corporation” in 36:34 (last sentence) for consistency in the revised title and to eliminate unnecessary words.

In clause (5), the words “in courts of law and equity” are omitted as unnecessary.

§ 80305. Exclusive right to emblems, badges, marks, and words

The corporation has the exclusive right to use all emblems and badges, descriptive or designating marks, and words or phrases the corporation adopts, including the badge of the Girl Scouts, Incorporated, referred to in the Act of August 12, 1937 (ch. 590, 50 Stat. 623), and to authorize their use, during the life of the corporation, in connection with the manufacture, advertisement, and sale of equipment and merchandise. This section does not affect any vested rights.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1362.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
80305 .....	36:36.	Mar. 16, 1950, ch. 62, §6, 64 Stat. 24; Aug. 17, 1951, ch. 328, 65 Stat. 192.

The word “sole” is omitted as included in “exclusive”. The words “to have” and “in carrying out its purposes” are omitted as unnecessary. The words “the corporation adopts” are substituted for “now or heretofore used by the old corporation and by its successor” for consistency in the revised title and to eliminate obsolete language. (The term “old corporation” is defined in 36:31.) The words “in carrying out its program” are omitted as unnecessary. The words “including the badge of the Girl Scouts, Incorporated, referred to in the Act of August 12, 1937 (ch. 590, 50 Stat. 623), and to authorize their use” are substituted for “including the sole and exclusive right to use, or to authorize the use of . . . the badge of the Girl Scouts, Incorporated, which is referred to in the Act of August 12, 1937 (Public, Numbered 259, Seventy-fifth Congress; 50 Stat. 623), and all the other aforesaid emblems and badges, descriptive or designating marks, and words or phrases” to eliminate unnecessary words.

REFERENCES IN TEXT

Act of August 12, 1937 (ch. 590, 50 Stat. 623), referred to in text, is not classified to the Code.

§ 80306. Restrictions

(a) PROFIT.—The corporation may not operate for profit.

(b) POLITICAL ACTIVITIES.—The corporation shall be nonpolitical and nonsectarian.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1362.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80306 .....	36:33 (words after 19th comma).	Mar. 16, 1950, ch. 62, §3 (words after 19th comma), 64 Stat. 23.

In subsection (a), the word “pecuniary” is omitted as unnecessary.

In subsection (b), the words “The corporation shall be” are substituted for “which purposes shall be” for clarity and consistency in the revised title.

§ 80307. Annual report

Not later than April 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 shall be printed each year, with accompanying illustrations, as a separate House document of the session of the Congress to which the report is submitted.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1362.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80307 .....	36:37.  36:39.	Mar. 16, 1950, ch. 62, §7, 64 Stat. 24; Aug. 14, 1953, ch. 486, §2, 67 Stat. 583; Aug. 30, 1964, Pub. L. 88–504, §4(2), 78 Stat. 636. Apr. 16, 1951, ch. 29, 65 Stat. 31.

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions in the first sentence of this section relating to the requirement that the corporation submit a report to Congress not later than April 1 of each year, 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 200 of House Document No. 103–7.

CHAPTER 805—GOLD STAR WIVES OF AMERICA

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§ 80501. 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. 1362.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80501 .....	36:1613.	Dec. 4, 1980, Pub. L. 96–497, §14, 94 Stat. 2597.

The word “includes” is substituted for “means” for consistency in the revised title. The word “several” is

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

§ 80502. Organization

(a) FEDERAL CHARTER.—Gold Star Wives of America (in this chapter, the “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. 1363.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
80502(a) .....	36:1601.	Dec. 4, 1980, Pub. L. 96–497, §§1, 15 (last sentence), 94 Stat. 2595, 2597.
80502(b) .....	36:1614 (last sentence).	

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

§ 80503. Purposes

The purposes of the corporation are—

(1) to operate in the public interest, as a nonpartisan and nonprofit organization, solely for patriotic, charitable, literary, educational, scientific, or civic improvement purposes; and

(2) the purposes stated in its articles of incorporation that are not inconsistent with the purposes described in clause (1) of this section.

(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.)