

§ 90108. Annual audit

The foundation shall enter into a contract with an independent auditor to conduct an annual audit of the foundation.

(Added Pub. L. 107-252, title VI, § 601(a), Oct. 29, 2002, 116 Stat. 1721, § 152608; renumbered § 90108, Pub. L. 113-237, § 3(c)(6)(B), Dec. 18, 2014, 128 Stat. 2840.)

AMENDMENTS

2014—Pub. L. 113-237 renumbered section 152608 of this title as this section.

§ 90109. Civil action by Attorney General for equitable relief

The Attorney General may bring a civil action in the United States District Court for the District of Columbia for appropriate equitable relief if the foundation—

- (1) engages or threatens to engage in any act, practice, or policy that is inconsistent with the purposes in section 90102 of this title; or
- (2) refuses, fails, or neglects to carry out its obligations under this chapter or threatens to do so.

(Added Pub. L. 107-252, title VI, § 601(a), Oct. 29, 2002, 116 Stat. 1721, § 152609; renumbered § 90109 and amended Pub. L. 113-237, § 3(c)(6)(B), (C), Dec. 18, 2014, 128 Stat. 2840.)

AMENDMENTS

2014—Pub. L. 113-237, § 3(c)(6)(B), renumbered section 152609 of this title as this section.

Par. (1). Pub. L. 113-237, § 3(c)(6)(C), substituted “section 90102” for “section 152602”.

§ 90110. Immunity of United States Government

The United States Government is not liable for any debts, defaults, acts, or omissions of the foundation. The full faith and credit of the Government does not extend to any obligation of the foundation.

(Added Pub. L. 107-252, title VI, § 601(a), Oct. 29, 2002, 116 Stat. 1721, § 152610; renumbered § 90110, Pub. L. 113-237, § 3(c)(6)(B), Dec. 18, 2014, 128 Stat. 2840.)

AMENDMENTS

2014—Pub. L. 113-237 renumbered section 152610 of this title as this section.

§ 90111. Authorization of appropriations

There are authorized to be appropriated to the foundation for carrying out the purposes of this chapter—

- (1) \$5,000,000 for fiscal year 2003; and
- (2) such sums as may be necessary for each succeeding fiscal year.

(Added Pub. L. 107-252, title VI, § 601(a), Oct. 29, 2002, 116 Stat. 1721, § 152611; renumbered § 90111, Pub. L. 113-237, § 3(c)(6)(B), Dec. 18, 2014, 128 Stat. 2840.)

AMENDMENTS

2014—Pub. L. 113-237 renumbered section 152611 of this title as this section.

§ 90112. Annual report

As soon as practicable after the end of each fiscal year, the foundation shall submit a report to the Commission, the President, and Congress on the activities of the foundation during the prior fiscal year, including a complete statement of its receipts, expenditures, and investments. Such report shall contain information gathered from participating secondary school students describing the nature of the work they performed in assisting local election officials and the value they derived from the experience of educating participants about the electoral process.

(Added Pub. L. 107-252, title VI, § 601(a), Oct. 29, 2002, 116 Stat. 1721, § 152612; renumbered § 90112, Pub. L. 113-237, § 3(c)(6)(B), Dec. 18, 2014, 128 Stat. 2840.)

AMENDMENTS

2014—Pub. L. 113-237 renumbered section 152612 of this title as this section.

CHAPTERS 903 THROUGH 999—RESERVED

AMENDMENTS

2014—Pub. L. 113-237, § 3(b)(8), Dec. 18, 2014, 128 Stat. 2837, added placeholder for chapters 903 to 999.

CHAPTER 1001—ITALIAN AMERICAN WAR VETERANS OF THE UNITED STATES

Sec.	Definition.
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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

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
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.

§ 100103. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include—

- (1) giving patriotic allegiance to the United States, fidelity to the Constitution and laws of the United States, and support to the security of civil liberty and permanence of free institutions;
- (2) stimulating patriotism in the minds of Americans by encouraging the study of the history of the United States;
- (3) ensuring the preservation and defense of the United States from all enemies without reservation;
- (4) preserving the memories and records of patriotic service performed by men and women who served in the Armed Forces, by gathering, collating, editing, publishing, and exhibiting the memorabilia, information, records, military awards, decorations, and citations of those who served in the Armed Forces;
- (5) promoting peace, prosperity, and good will between the peoples of the United States and Italy; and
- (6) functioning as a veterans’ and patriotic organization as authorized by the laws of each State in which it is incorporated.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1365.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100103	36:1703.	Nov. 20, 1981, Pub. L. 97–82, §3, 95 Stat. 1091.

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

§ 100104. Membership

A citizen of the United States who was honorably discharged from the Armed Forces is eligible for membership in the corporation. Except as provided in this chapter, eligibility for membership and the rights and privileges of members are as provided in the bylaws.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1365.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100104	36:1705.	Nov. 20, 1981, Pub. L. 97–82, §§5, 95 Stat. 1091.

§ 100105. 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.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1365.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100105(a)	36:1706.	Nov. 20, 1981, Pub. L. 97–82, §§6, 7, 95 Stat. 1092.
100105(b)	36:1707.	

The words “and in conformity with the laws of the State or States in which it is incorporated” in 36:1706 and “and in conformity with the laws of the State or States wherein it is incorporated” in 36:1707 are omitted as unnecessary.

§ 100106. Powers

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

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1365.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100106	36:1702.	Nov. 20, 1981, Pub. L. 97–82, §2, 95 Stat. 1091.

The words “and subject to the laws of such State or States” are omitted as unnecessary.

§ 100107. 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 a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1365.)