

§ 210312. 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. 1458.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210312	36:3009.	Oct. 30, 1984, Pub. L. 98–565, § 9, 98 Stat. 2921.

§ 210313. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1458.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
210313	36:3011.	Oct. 30, 1984, Pub. L. 98–565, § 12, 98 Stat. 2922.

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 207 of House Document No. 103–7.

CHAPTERS 2105 THROUGH 2199—RESERVED

AMENDMENTS

2014—Pub. L. 113–237, § 3(b)(18), Dec. 18, 2014, 128 Stat. 2839, added placeholder for chapters 2105 to 2199.

CHAPTER 2201—UNITED SERVICE ORGANIZATIONS, INCORPORATED

- Sec.
- 220101. Organization.
- 220102. Purposes.
- 220103. Membership.
- 220104. Governing body.
- 220105. Powers.
- 220106. Exclusive right to name, seals, emblems, and badges.
- 220107. Assistance by Department of Defense.
- 220108. Restrictions.
- 220109. Duty to maintain corporate status.
- 220110. Principal office.
- 220111. Records and inspection.
- 220112. Service of process.
- 220113. Annual report.
- 220114. Distribution of assets on dissolution or final liquidation.

§ 220101. Organization

(a) FEDERAL CHARTER.—United Service Organizations, Incorporated (in this chapter, the “corporation”), is a federally chartered corporation.

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

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1459.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220101	36:1301.	Dec. 29, 1979, Pub. L. 96–165, § 1, 93 Stat. 1267.

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

§ 220102. Purposes

The purposes of the corporation are—

(1) to provide a voluntary civilian agency through which the people of this Nation may, in peace or war, serve the religious, spiritual, social, welfare, educational, and entertainment needs of men and women in the Armed Forces, within or without the territorial limits of the United States;

(2) to contribute to the maintenance of morale of men and women in the Armed Forces;

(3) to solicit funds to maintain the organization and accomplish its responsibility;

(4) to accept the cooperation of, and provide an organization and means through which, the National Board of Young Men’s Christian Associations, the National Board of Young Women’s Christian Associations, the National Catholic Community Service, the Salvation Army, the National Jewish Welfare Board, the Travelers Aid-International Social Service of America, and other civilian agencies experienced in specialized types of related work, which may be needed adequately to meet the particular needs of the members of the Armed Forces, may carry on their historic work of serving the religious, spiritual, social, welfare, educational, and entertainment needs of men and women in the Armed Forces and be afforded an appropriate means of participation and financial assistance;

(5) to coordinate their programs; and

(6) other consonant purposes.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1459.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220102	36:1302.	Dec. 29, 1979, Pub. L. 96–165, § 2, 93 Stat. 1268.

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

In clause (4), the words “and to accept the cooperation of individual citizens in accomplishing its purposes” are omitted as unnecessary because of clause (1) of this section.

§ 220103. Membership

Except as provided in this chapter, the rights, privileges, and designation of classes of members are as provided in the bylaws. The membership of the corporation consists of—

(1) nine individuals designated by the President; and

(2) representatives of the civilian organizations listed in section 220102(4) of this title, and of the public at large, as provided in the bylaws.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1459.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220103	36:1305(a).	Dec. 29, 1979, Pub. L. 96-165, § 5(a), 93 Stat. 1270.

The text of 36:1305(a) (1st-3d sentences) and the word “Thereafter” are omitted as executed and obsolete.

§ 220104. Governing body

(a) BOARD OF GOVERNORS.—(1) The board of governors is the governing body of the corporation. The board is responsible for the general policies and program of the corporation and for the control of the affairs and property of the corporation.

(2) The board shall be elected by the members of the corporation for the term and in the classes provided in the bylaws of the corporation. The board includes—

- (A) six members appointed by the President;
- (B) the Secretary of Defense or the Secretary’s designee; and
- (C) representatives of the civilian organizations listed in section 220102(4) of this title, and of the public at large, as provided in the bylaws.

(3) The corporation may have other governing bodies or committees as provided in the bylaws.

(b) OFFICERS.—(1) The office of honorary chairman of the corporation shall be offered to the President. On acceptance, the honorary chairman shall be invited to preside at meetings of the corporation that the honorary chairman deems appropriate and convenient.

(2) The corporation may have other officers as provided in the bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1460; Pub. L. 109-284, § 5(11), Sept. 27, 2006, 120 Stat. 1212.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220104(a)	36:1305(b), (c).	Dec. 29, 1979, Pub. L. 96-165, § 5(b)-(d), 93 Stat. 1270.
220104(b)	36:1305(d).	

In subsection (a)(1), the words “The board of governors is the governing body of the corporation” are substituted for “The management of the corporation shall be entrusted to a board of governors” for consistency in the revised title.

In subsection (a)(2), the text of 36:1305(b) (2d sentence) and the word “Thereafter” are omitted as executed and obsolete.

In subsection (b)(1), the word “offered” is substituted for “tendered” to use a more common word.

AMENDMENTS

2006—Subsec. (a)(2)(B). Pub. L. 109-284 substituted “Defense” for “State”.

§ 220105. Powers

The corporation has all the powers necessary and proper to carry out the purposes stated in section 220102 of this title, including the power—

- (1) to adopt and amend bylaws and regulations for the management of its property and the regulation of its affairs;
- (2) to adopt and alter a corporate seal;

(3) to adopt and alter emblems and marks;
 (4) to establish and maintain offices to conduct the affairs of the corporation;

(5) to choose officers, representatives, and agents as the activities of the corporation require;

(6) to make contracts;

(7) to acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

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

(9) to publish a magazine, newspaper, and other publications;

(10) to establish, regulate, and terminate councils, organizations, chapters, or affiliates as needed to carry out the purposes stated in section 220102 of this title;

(11) to solicit funds;

(12) to sue and be sued; and

(13) to do any other act necessary and proper to carry out the purposes stated in section 220102 of this title.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1460.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
220105	36:1303. 36:1306 (1st sentence).	Dec. 29, 1979, Pub. L. 96-165, §§ 3, 6 (1st sentence), 93 Stat. 1269, 1271.

In this section, the text of 36:1306 (1st sentence) is omitted as executed and obsolete.

Before clause (1), the word “objects” is omitted as included in “purposes”. The word “including” is substituted for “Without limiting the generality of the foregoing, the corporation shall have the following specific powers” to eliminate unnecessary words.

In clause (1), the word “adopt” is substituted for “enact”, the word “regulations” is substituted for “rules, and regulations”, and the words “for the management of its property and the regulation of its affairs” are substituted for “for its internal governance and management”, for consistency in the revised title. The words “not inconsistent with this chapter or other provisions of law” are omitted as unnecessary.

In clause (5), the words “as the activities of the corporation require” are substituted for “as may be necessary to carry out the corporate purposes” for consistency in the revised title.

In clause (6), the words “make contracts” are substituted for “make and enter into contracts” for consistency in the revised title and to eliminate unnecessary words.

Clause (7) is substituted for 36:1303(d) for consistency in the revised title.

In clause (8), the words “for the purposes of the corporation” are omitted as unnecessary. The words “instruments of indebtedness, and secure its obligations by granting security interests in its property” are substituted for “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 clause (10), the words “State, regional, local, and overseas” are omitted as unnecessary. The words “as needed” are substituted for “in such manner and by such rules as it deems appropriate so as to enable it”, and the words “to carry out the purposes stated in section 220102 of this title” are substituted for “to carry