

Subsec. (a)(4). Pub. L. 114-92, §1087(a)(2)(B)(iii), inserted “and caliber .45 M1911/M1911A1 surplus pistols” after “caliber .30 and caliber .22 rimfire rifles”.

§ 40730. Surplus property

The corporation may obtain surplus property from the Defense Reutilization Marketing Service to carry out the Civilian Marksmanship Program. A transfer of property to the corporation under this section shall be made without cost to the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1340.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40730	36:5502(c).	Feb. 10, 1996, Pub. L. 104-106, title XVI, §1612(c), 110 Stat. 517.

The word “supplies” is omitted as included in “property”.

§ 40731. Issuance or loan of firearms and supplies

(a) ISSUANCE OR LOAN.—For purposes of training and competition, the corporation may issue or loan, with or without charges to recover administrative costs, caliber .22 rimfire and caliber .30 surplus rifles, air rifles, caliber .22 and .30 ammunition, repair parts, and other supplies necessary for activities related to the Civilian Marksmanship Program to—

- (1) organizations affiliated with the corporation that provide firearms training to youth;
- (2) the Boy Scouts of America;
- (3) 4-H Clubs;
- (4) the Future Farmers of America; and
- (5) other youth oriented organizations.

(b) SECURITY OF FIREARMS.—The corporation shall ensure adequate oversight and accountability for firearms issued or loaned under this section. The corporation shall prescribe procedures for the security of issued or loaned firearms in accordance with United States, State, and local laws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1340.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40731(a)	36:5504(a).	Feb. 10, 1996, Pub. L. 104-106, title XVI, §1614(a), (d), 110 Stat. 517, 518.
40731(b)	36:5504(d).	

In subsection (a), the words “repair parts, and other supplies” are substituted for “targets, and other supplies and appliances” for consistency in the revised title.

In subsection (b) the words “shall ensure” are substituted for “shall be responsible for ensuring” to eliminate unnecessary words.

§ 40732. Sale of firearms and supplies

(a) AFFILIATED ORGANIZATIONS.—The corporation may sell, at fair market value, surplus caliber .22 rimfire rifles, caliber .30 surplus rifles, and caliber .45 M1911/M1911A1 surplus pistols, air rifles, caliber .22 and .30 ammunition, repair parts, and other supplies to organizations affil-

ated with the corporation that provide training in the use of firearms.

(b) GUN CLUB MEMBERS.—(1) The corporation may sell, at fair market value, surplus caliber .22 rimfire rifles, caliber .30 surplus rifles, and caliber .45 M1911/M1911A1 surplus pistols, ammunition, repair parts and other supplies necessary for target practice to a citizen of the United States who is legally of age and who is a member of a gun club affiliated with the corporation.

(2) Except as provided in section 40733 of this title, sales under this subsection are subject to applicable United States, State, and local law. In addition to any other requirement, the corporation shall establish procedures to obtain a criminal records check of the individual with United States Government and State law enforcement agencies.

(c) LIMITATION ON SALES.—(1) No person acquiring a firearm under this chapter may sell a repair part designed to convert a firearm to fire in a fully automatic mode.

(2) The corporation may not sell any item to an individual who has been convicted of—

- (A) a felony; or
- (B) a violation of section 922 of title 18.

(d) SALES BY OTHER PERSONS.—A person who receives a rifle or any ammunition, repair parts, or supplies under section 40728B(c) of this title may sell, at fair market value, such rifle, ammunition, repair parts, or supplies. With respect to rifles other than caliber .22 rimfire and caliber .30 rifles, the seller shall obtain a license as a dealer in rifles and abide by all requirements imposed on persons licensed under chapter 44 of title 18, including maintaining acquisition and disposition records, and conducting background checks.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1340; Pub. L. 114-92, div. A, title X, §1087(a)(2)(C), Nov. 25, 2015, 129 Stat. 1013; Pub. L. 114-328, div. A, title X, §1096(b), Dec. 23, 2016, 130 Stat. 2441.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40732(a)	36:5504(b)(1).	Feb. 10, 1996, Pub. L. 104-106, title XVI, §1614(b), (c), (e)(1), 110 Stat. 518.
40732(b)(1) ..	36:5504(b)(2) (1st sentence).	
40732(b)(2) (1st sentence).	36:5504(e)(1).	
40732(b)(2) (last sentence).	36:5504(b)(2) (last sentence).	
40732(c)	36:5504(c).	

In subsection (a), the words “repair parts, and other supplies” are substituted for “repair parts, and accouterments” for consistency in the revised title.

In subsection (b)(1), the words “repair parts, and other supplies” are substituted for “targets, repair parts and accouterments, and other supplies and appliances” for consistency in the revised title.

In subsection (b)(2), the word “appropriate” is omitted as unnecessary.

In subsection (c)(1), the word “sell” is substituted for “offer for sale” to eliminate unnecessary words.

In subsection (c)(2), the words “any item” are substituted for “rifles, ammunition, or any other item available for sale to individuals under the Civilian Marksmanship Program” to eliminate unnecessary words.

AMENDMENTS

2016—Subsec. (c)(1). Pub. L. 114-328, §1096(b)(2), substituted “No person acquiring a firearm under this chapter may” for “The corporation may not”.

Subsec. (d). Pub. L. 114-328, §1096(b)(1), added subsec. (d).

2015—Subsec. (a). Pub. L. 114-92, §1087(a)(2)(C)(i), substituted “surplus caliber .22 rimfire rifles, caliber .30 surplus rifles, and caliber .45 M1911/M1911A1 surplus pistols” for “caliber .22 rimfire and caliber .30 surplus rifles”.

Subsec. (b)(1). Pub. L. 114-92 substituted “surplus caliber .22 rimfire rifles, caliber .30 surplus rifles, and caliber .45 M1911/M1911A1 surplus pistols” for “caliber .22 rimfire and caliber .30 surplus rifles” and “is legally of age” for “is over 18 years of age”.

§ 40733. Applicability of other law

(a) IN GENERAL.—Except as provided in subsection (b), section 922(a)(1)–(3) and (5) of title 18 does not apply to the shipment, transportation, receipt, transfer, sale, issuance, loan, or delivery by the corporation, of an item that the corporation is authorized to issue, loan, sell, or receive under this chapter.

(b) EXCEPTION.—With respect to firearms other than caliber .22 rimfire and caliber .30 rifles, the corporation shall obtain a license as a dealer in firearms and abide by all requirements imposed on persons licensed under chapter 44 of title 18, including maintaining acquisition and disposition records, and conducting background checks.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1341; Pub. L. 114-92, div. A, title X, §1087(a)(2)(D), Nov. 25, 2015, 129 Stat. 1013.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40733	36:5504(e)(2).	Feb. 10, 1996, Pub. L. 104-106, title XVI, §1614(e)(2), 110 Stat. 518.

AMENDMENTS

2015—Pub. L. 114-92 designated existing provisions as subsec. (a), inserted heading, substituted “Except as provided in subsection (b), section” for “Section”, and added subsec. (b).

CHAPTERS 409 THROUGH 499—RESERVED

AMENDMENTS

2014—Pub. L. 113-237, §3(b)(3), Dec. 18, 2014, 128 Stat. 2836, added placeholder for chapters 409 to 499.

CHAPTER 501—DAUGHTERS OF UNION VETERANS OF THE CIVIL WAR 1861-1865

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§ 50101. 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. 1341.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50101	36:3713.	Dec. 9, 1985, Pub. L. 99-172, §14, 99 Stat. 1022.

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

§ 50102. Organization

(a) FEDERAL CHARTER.—Daughters of Union Veterans of the Civil War 1861-1865 (in this chapter, the “corporation”), a nonprofit corporation incorporated in Ohio, 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. 1341.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
50102(a)	36:3701.	Dec. 9, 1985, Pub. L. 99-172, §§1, 16, 99 Stat. 1020, 1023.
50102(b)	36:3715.	

In subsection (a), the words “incorporated in Ohio” are substituted for “organized under the laws of the State of Ohio” for consistency in the revised title and to eliminate unnecessary words.

§ 50103. Purposes

(a) PROVIDED IN ARTICLES OF INCORPORATION.—The purposes of the corporation are as provided in the articles of incorporation.

(b) PERPETUATING MEMORIES.—To perpetuate the memories of the fathers of the Daughters of Union Veterans of the Civil War 1861-1865, their loyalty to the Union, and their unselfish sacrifices for the preservation of the Union, the purposes of the corporation also include—

(1) encouraging the preservation of historic sites and the construction and preservation of monuments commemorating any aspect of the Civil War;

(2) building and maintaining a Museum of Civil War History, admission to which shall be free and open to the public, in the city of Springfield, Illinois, as a repository of Civil War documents, artifacts, and cultural relics;

(3) maintaining a library in connection with the Civil War museum, admission to which shall be open to the public, containing the official volumes of the War of the Rebellion Records, Civil War genealogical files, Adjutant General reports of the various States, military and biographical records and accounts of the individual service of Union soldiers, sailors, and marines, diaries, letters, relics, and other records;