

- Sec.
- 154706. Powers.
- 154707. Exclusive right to name, seals, emblems, and badges.
- 154708. Restrictions.
- 154709. Duty to maintain tax-exempt status.
- 154710. Records and inspection.
- 154711. Service of process.
- 154712. Liability for acts of officers and agents.
- 154713. Annual report.

§ 154701. 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. 1437.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
154701	36:4014.	Apr. 6, 1988, Pub. L. 100–281, §15, 102 Stat. 75.

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”.

§ 154702. Organization

(a) FEDERAL CHARTER.—Non Commissioned Officers Association of the United States of America, Incorporated (in this chapter, the “corporation”), a nonprofit corporation incorporated in Texas, 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. 1437.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
154702(a)	36:4001.	Apr. 6, 1988, Pub. L. 100–281, §§1, 16 (last sentence), 18, 102 Stat. 73, 75, 76.
154702(b)	36:4015 (last sentence). 36:4017.	

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

§ 154703. Purposes

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

- (1) upholding and defending the Constitution of the United States;
- (2) promoting health, prosperity, and scholarship among its members and their dependents and survivors through benevolent programs;
- (3) assisting veterans and their dependents and survivors through a service program established for that purpose;
- (4) improving conditions for service members, veterans, and their dependents and survivors; and
- (5) fostering fraternal and social activities among its members in recognition that coop-

erative action is required for the furtherance of their common interests.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1437.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
154703	36:4003.	Apr. 6, 1988, Pub. L. 100–281, §3, 102 Stat. 73.

§ 154704. 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 constitution and bylaws of the corporation.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1438.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
154704(a)	36:4005.	Apr. 6, 1988, Pub. L. 100–281, §§5, 8 (related to membership), 102 Stat. 73, 74.
154704(b)	36:4008 (related to membership).	

In subsection (a), the words “Except as provided in this chapter” are substituted for “Except as provided in section 4008 of this title” for consistency in the revised title.

In subsection (b), the words “The terms of membership” are substituted for “In establishing the conditions of membership in the corporation” for consistency in the revised title and to eliminate unnecessary words.

§ 154705. 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.

(c) NONDISCRIMINATION.—The requirements for serving as a director or officer may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1438.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
154705(a)	36:4006.	Apr. 6, 1988, Pub. L. 100–281, §§6, 7, 8 (related to directors and officers), 102 Stat. 74.
154705(b)	36:4007.	
154705(c)	36:4008 (related to directors and officers).	

In subsections (a) and (b), the words “and in conformity with the laws of the State in which it is incorporated” are omitted as unnecessary.

§ 154706. Powers

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