

**§ 230310. Service of process**

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1485.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230310 .....	36:769(b).	July 18, 1958, Pub. L. 85-530, §9(b), 72 Stat. 373.

The words “at all times” are omitted as unnecessary. The words “to receive” are substituted for “authorized to accept”, and the word “is” is substituted for “will be deemed”, for consistency in the revised title.

**§ 230311. 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. 1485.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230311 .....	36:772.	July 18, 1958, Pub. L. 85-530, §12, 72 Stat. 374.

**§ 230312. Annual report**

Not later than March 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 may consist of a report on the proceedings of the national convention.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1485.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230312 .....	36:776.	July 18, 1958, Pub. L. 85-530, §16, 72 Stat. 374; Aug. 27, 1963, Pub. L. 88-105, §2, 77 Stat. 130.

**Statutory Notes and Related Subsidiaries**

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of reporting provisions in this section, see section 3003 of Pub. L. 104-66, set out as a note under section 1113 of Title 31, Money and Finance, and page 207 of House Document No. 103-7.

**§ 230313. Termination of existence and distribution of assets**

(a) AUTHORITY TO MAKE CONTINGENT PROVISIONS.—The national convention, by resolution, may declare that the corporate existence will terminate on the occurrence of a specified event and provide for the disposition of any property remaining after the discharge of all liabilities.

(b) PROCEDURE FOR CARRYING OUT CONTINGENT PROVISIONS.—(1) An authenticated copy of the national convention’s resolution must be filed in

the office of the United States District Court for the District of Columbia.

(2) The court shall take jurisdiction when—

(A) the declared event has occurred; and

(B) a petition is filed with the court reciting the relevant facts.

(3) On proof of the facts, the court shall enter an order vesting title and ownership in accordance with the resolution of the national convention.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1485.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230313 .....	36:779.	July 18, 1958, Pub. L. 85-530, §19, 72 Stat. 375.

In subsection (a), the words “declare that the corporate existence will terminate on the occurrence of a specified event” are substituted for “declare the event upon which the corporate existence of the organization is to terminate” for clarity. The word “satisfaction” is omitted as included in “discharge”, and the word “obligations” is omitted as included in “liabilities”. The word “outstanding” is omitted as unnecessary.

In subsection (b)(1), the word “duly” is omitted as unnecessary. The word “must” is substituted for “shall” for clarity because the filing is only required if the national convention decides to exercise its discretionary authority under subsection (a).

In subsection (b)(2)(B), the word “relevant” is substituted for “said” for clarity.

In subsection (b)(3), the word “due” is omitted as unnecessary. The word “order” is substituted for “decree” for consistency in the revised title and with other titles of the United States Code. The word “vesting” is substituted for “which shall be effective to vest” to eliminate unnecessary words.

**CHAPTER 2305—VIETNAM VETERANS OF AMERICA, INC.**

Sec.	Definition.
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230510.	Records and inspection.
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**§ 230501. 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. 1486.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
230501 .....	36:3814.	May 23, 1986, Pub. L. 99-318, §15, 100 Stat. 476.

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

**§ 230502. Organization**

(a) FEDERAL CHARTER.—Vietnam Veterans of America, Inc. (in this chapter, the “corporation”), a nonprofit 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. 1486.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
230502(a) .....	36:3801.	May 23, 1986, Pub. L. 99–318, §§ 1, 18, 100 Stat. 474, 477.
230502(b) .....	36:3817.	

In subsection (a), the words “incorporated in New York” are substituted for “organized under the laws of the State of New York”, and 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.

In subsection (b), the word “restrictions” is omitted as included in “any provision of this chapter”.

**§ 230503. Purposes**

The purposes of the corporation are as provided in its articles of incorporation, constitution, and bylaws and include a commitment—

- (1) to uphold and defend the Constitution of the United States;
- (2) to foster improvement of the condition of Vietnam-era veterans;
- (3) to promote the social welfare (including educational, economic, social, physical, and cultural improvement) of Vietnam-era veterans and other veterans in the United States by encouraging their growth, development, readjustment, self-respect, self-confidence, and usefulness;
- (4) to improve conditions for Vietnam-era veterans and develop channels of communication to assist Vietnam-era veterans;
- (5) to conduct and publish research, on a nonpartisan basis, pertaining to—
  - (A) the relationship between Vietnam-era veterans and American society;
  - (B) the Vietnam war experience;
  - (C) the role of the United States in securing peaceful coexistence for the world community; and
  - (D) other matters that affect the educational, economic, social, physical, or cultural welfare of Vietnam-era veterans, other veterans, and their families;
- (6) to assist disabled Vietnam-era veterans and other veterans in need of assistance and the dependents and survivors of those veterans; and
- (7) to consecrate the efforts of the members of the corporation, and Vietnam-era veterans generally, to mutual helpfulness and service to their country.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1486.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
230503 .....	36:3803.	May 23, 1986, Pub. L. 99–318, § 3, 100 Stat. 474.

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

**§ 230504. 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. 1486.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
230504(a) .....	36:3805.	May 23, 1986, Pub. L. 99–318, §§ 5, 8 (related to membership), 100 Stat. 475.
230504(b) .....	36:3808 (related to membership).	

In subsection (a), the words “Except as provided in this chapter” are substituted for “Except as provided in section 3808 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.

**§ 230505. Governing body**

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the constitution and bylaws of the corporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the constitution and bylaws of the corporation.

(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. 1487.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
230505(a) .....	36:3806.	May 23, 1986, Pub. L. 99–318, §§ 6, 7, 8 (related to directors and officers), 100 Stat. 475.
230505(b) .....	36:3807.	
230505(c) .....	36:3808 (related to directors and officers).	

In subsections (a) and (b), the words “Except as provided in section 3808 of this title” are omitted because the prohibition on discrimination is restated in this section. The words “and in conformity with the laws of the State in which it is incorporated” are omitted as unnecessary.