

§ 30112. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1316.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30112	36:897.	Sept. 2, 1958, Pub. L. 85-870, §17, 72 Stat. 1695.

The word “satisfaction” is omitted as included in “discharge”, and the word “obligations” is omitted as included in “liabilities”. The words “outstanding” and “all Federal and State laws applicable thereto” are omitted as unnecessary.

CHAPTER 303—BLINDED VETERANS ASSOCIATION

Sec.	
30301.	Organization.
30302.	Purposes.
30303.	Membership.
30304.	Governing body.
30305.	Powers.
30306.	Exclusive right to name, seals, emblems, and badges.
30307.	Restrictions.
30308.	Principal office.
30309.	Records and inspection.
30310.	Service of process.
30311.	Liability for acts of officers and agents.
30312.	Distribution of assets on dissolution or final liquidation.

§ 30301. Organization

(a) FEDERAL CHARTER.—Blinded Veterans Association (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. 1317.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30301	36:851. 36:852.	Aug. 27, 1958, Pub. L. 85-769, §§1, 2, 72 Stat. 922.

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

The text of 36:852 is omitted as executed and obsolete.

§ 30302. Purposes

The purposes of the corporation are—

(1) to operate as a not-for-profit corporation exclusively for charitable, educational, patriotic, and civic improvement purposes;

(2) to promote the welfare of blinded veterans so that, notwithstanding their disabilities, they may take their rightful place in the community and work with their fellow citizens toward the creation of a peaceful world;

(3) to preserve and strengthen a spirit of fellowship among blinded veterans so that they may give mutual aid and assistance to one another; and

(4) to maintain and extend the institutions of American freedom and to encourage loyalty to the Constitution and laws of the United States and of the States in which they reside.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1317.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30302	36:853(1)–(3), (4) (less words between 1st comma and semicolon).	Aug. 27, 1958, Pub. L. 85-769, §3(1)–(3), (4) (less words between 1st comma and semicolon), 72 Stat. 924.

In clause (1), the words “to operate as a not-for-profit corporation” are substituted for “To be organized and operated as a corporation not for profit . . . and such corporation is organized and shall be operated” in 36:853(4) to eliminate unnecessary words.

§ 30303. Membership

(a) GENERAL MEMBERSHIP.—An individual who served in the Armed Forces of the United States and who, in the line of duty in that service, sustained a substantial impairment of sight or vision as defined by the bylaws of the corporation is eligible for general membership in the corporation.

(b) HONORARY AND ASSOCIATE MEMBERSHIP.—In addition to general membership, the corporation shall have special classes of honorary and associate membership. Eligibility for, and the rights and obligations of, those special classes are as provided in the bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1317.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30303	36:856.	Aug. 27, 1958, Pub. L. 85-769, §6, 72 Stat. 925.

In subsection (a), the word “individual” is substituted for “person” for clarity and consistency in the revised title and with other titles of the United States Code. The words “served in” are substituted for “was enlisted, drafted, inducted, or commissioned in” to eliminate unnecessary words. The words “from time to time” are omitted as unnecessary.

In subsection (b), the word “qualification” is omitted as included in “eligibility”. The words “All persons who are members of any class of Blinded Veterans Association, Incorporated, on August 27, 1958 shall be members of such class of the corporation” are omitted as executed.

§ 30304. Governing body

(a) BOARD OF DIRECTORS.—(1) The number of directors of the corporation shall be at least three but not more than 15. The directors shall be divided into a specified number of classes. Each class shall hold office for a definite period of years as provided in the bylaws.

(2) A majority of the directors must be present at a meeting of directors to constitute a quorum. A majority vote of the directors present at a meeting at which there is a quorum is necessary for the transaction of business.

(3) A director may be removed at any time for just and proper cause by a majority vote of a quorum of directors present at a meeting called for that purpose.

(4) A vacancy in the office of director may be filled by a majority vote of a quorum of the remaining directors present at a meeting called for that purpose. A director elected to fill a vacancy serves until the next annual meeting of the corporation.

(b) OFFICERS.—The officers of the corporation and their manner of election, term of office, duties, and powers are as provided in the bylaws.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1317.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30304(a)	36:857.	Aug. 27, 1958, Pub. L. 85-769, §§ 7, 8, 72 Stat. 925.
30304(b)	36:858.	

In subsection (a)(1), the words “from time to time” are omitted as unnecessary. The words “except that the directors of Blinded Veterans Association, Incorporated, on August 27, 1958 shall be the first directors of the corporation” are omitted as executed and obsolete.

In subsection (a)(4), the word “duly” is omitted as unnecessary.

Subsection (b) is substituted for the source provision for consistency in the revised title. The words “consistent with this charter” in 36:858(b) are omitted as unnecessary.

§ 30305. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, and agents as the activities of the corporation require;

(4) charge and collect membership dues;

(5) make contracts;

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

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

(8) sue and be sued; and

(9) do any other act necessary and proper to carry out the purposes of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1318.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30305	36:854. 36:866.	Aug. 27, 1958, Pub. L. 85-769, §§ 4, 16, 72 Stat. 924, 927.

In this section, the text of 36:866 is omitted as executed and obsolete.

In clause (1), the words “apply, and alter” and “not inconsistent with the laws of the United States of America or any State in which the corporation is to operate” are omitted as unnecessary.

In clause (2), the word “use” is omitted as unnecessary.

In clause (3), the word “activities” is substituted for “business” for consistency in the revised title.

In clause (5), the words “make contracts” are substituted for “contract and be contracted with” to eliminate unnecessary words.

Clause (6) is substituted for “take and hold by lease, gift, purchase, grant, devise, bequest or otherwise any property real, personal, or mixed, necessary or convenient for attaining the objects of the corporation” and “transfer, lease, or convey real or personal property” for consistency in the revised title and to eliminate unnecessary words. The words “subject, however, to applicable provisions of law of any State, (a) governing the amount or kind of real and personal property which may be held by, or, (b) otherwise limiting or controlling the ownership of real and personal property by, a corporation operating in such State” are omitted as unnecessary.

Clause (7) is substituted for “borrow money for the purposes of the corporation and issue bonds or other evidences of indebtedness therefor and secure the same by mortgage or pledge subject to applicable Federal or State laws” for consistency in the revised title and to eliminate unnecessary words.

In clause (8), the words “complain and defend in any court of competent jurisdiction” are omitted as unnecessary.

In clause (9), the words “any other act” are substituted for “any and all acts” for consistency in the revised title.

§ 30306. Exclusive right to name, seals, emblems, and badges

The corporation and its authorized regional groups and other local subdivisions have the exclusive right to use the name “Blinded Veterans Association” and seals, emblems, and badges the corporation adopts.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1318.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30306	36:867.	Aug. 27, 1958, Pub. L. 85-769, § 17, 72 Stat. 927.

The word “sole” is omitted as included in “exclusive”, and the word “have” (the 2d time appearing) is omitted as included in “use”. The words “duly”, “in carrying out its purposes”, and “lawfully” are omitted as unnecessary.

§ 30307. 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 assist a political party or candidate for elective public office.

(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 as such during the life of the corporation or on its dissolution or final liquidation. This section does not prevent the payment of—

(1) bona fide expenses of officers of the corporation in amounts approved by the board of directors; or

(2) appropriate aid to blinded veterans or their widows or children in carrying out the purposes of the corporation.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Direc-

tors and officers who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

(e) IMMUNITY FROM LIABILITY.—Members and private individuals are not liable for the obligations of the corporation.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1318.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30307(a)	36:862.	Aug. 27, 1958, Pub. L. 85-769, §§3(4) (words between 1st comma and semicolon), 9, 10, 12, 72 Stat. 924, 926.
30307(b)	36:860.	
30307(c)	36:853(4) (words between 1st comma and semicolon). 36:859(a) (1st sentence words before last comma, last sentence).	
30307(d)	36:859(b).	
30307(e)	36:859(a) (1st sentence words after last comma).	

In subsection (a), the words “any shares of” are omitted as unnecessary.

In subsection (c), the words “inure to the benefit of” are substituted for “inure to” for consistency in the revised title. The text of 36:853(4) (words between 1st comma and semicolon) is omitted as unnecessary.

§ 30308. Principal office

The principal office of the corporation shall be in the District of Columbia or another place decided by the board of directors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1318.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30308	36:855(a).	Aug. 27, 1958, Pub. L. 85-769, § 5(a), 72 Stat. 925.

The word “various” is omitted as unnecessary. The word “States” is added for clarity and consistency in the revised title.

§ 30309. Records and inspection

(a) RECORDS.—The corporation shall keep—

- (1) correct and complete records of account;
- (2) minutes of the proceedings of its members, board of directors, and committees having any of the authority of its board of directors; and
- (3) at its principal office, a record of the names and addresses of its members, directors, and officers.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1319.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30309	36:863.	Aug. 27, 1958, Pub. L. 85-769, §13, 72 Stat. 926.

The word “records” is substituted for “books and records” for consistency in the revised title and with other titles of the United States Code.

§ 30310. 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. 1319.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30310	36:855(b).	Aug. 27, 1958, Pub. L. 85-769, §5(b), 72 Stat. 925.

The words “at all times”, “authorized”, and “deemed” are omitted as unnecessary and for consistency in the revised title. The words “service of process” are substituted for “service and process” for consistency in the revised title.

§ 30311. 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. 1319.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30311	36:861.	Aug. 27, 1958, Pub. L. 85-769, §11, 72 Stat. 926.

§ 30312. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be transferred to the Secretary of Veterans Affairs to be applied to the care and comfort of blinded veterans.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1319.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30312	36:865.	Aug. 27, 1958, Pub. L. 85-769, §15, 72 Stat. 927; June 13, 1991, Pub. L. 102-54, §13(n)(4), 105 Stat. 278.

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. The words “Secretary of Veterans Affairs” are substituted for “Department of Veterans Affairs” because under 38:303 the Secretary is the head of the Department.

CHAPTER 305—BLUE STAR MOTHERS OF AMERICA, INC.

- Sec.
- 30501. Definition.
- 30502. Organization.
- 30503. Purposes.
- 30504. Membership.
- 30505. Governing body.
- 30506. Powers.
- 30507. Exclusive right to name, seals, emblems, and badges.
- 30508. Restrictions.
- 30509. Principal office.
- 30510. Records and inspection.
- 30511. Service of process.
- 30512. Liability for acts of officers and agents.
- 30513. Annual report.
- 30514. Distribution of assets on dissolution or final liquidation.

§ 30501. Definition

For purposes of this chapter, “Armed Forces” includes the United States Army, United States Navy, United States Marines, United States Air Force, United States Coast Guard, National Guard, United States Army Reserves, United States Navy Reserves, United States Marine Reserves, United States Air Force Reserves, United States Coast Guard Reserves, United States Naval Militia, merchant marines, and armed home guards who have served on active duty.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1319.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30501	36:945 (last sentence).	July 14, 1960, Pub. L. 86-653, § 5 (last sentence), 74 Stat. 516.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

§ 30502. Organization

(a) FEDERAL CHARTER.—Blue Star Mothers of America, Inc. (in this chapter, the “corporation”), is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

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

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1320.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30502	36:941. 36:942. 36:944(1).	July 14, 1960, Pub. L. 86-653, §§ 1, 2, 4(1), 74 Stat. 515, 516.

This section is substituted for the source provisions for consistency in the revised title and to eliminate executed and unnecessary words. The last sentence of section 1 of the Act of July 14, 1960 (Public Law 86-653, 74 Stat. 515), is omitted as executed.

§ 30503. Purposes

The purposes of the corporation are patriotic, educational, social, and for service, and include—

- (1) perpetuating the Blue Star Mothers of America, Inc., and the memory of all the men and women who have served our country as members of the Armed Forces;
- (2) maintaining true allegiance to the Government of the United States;
- (3) educating members of the corporation and others not to divulge military, naval, or other Government information;
- (4) assisting in veterans’ ceremonies;
- (5) attending patriotic rallies and meetings;
- (6) fostering true democracy;
- (7) caring for unsupported mothers who gave their sons to the service of the Nation;
- (8) aiding in bringing about recognition of the need for permanent civilian defense in each community and the need to be always alert against invasion of un-American activities;
- (9) upholding the American institutions of freedom, justice, and equal rights; and
- (10) defending the United States from all enemies.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1320.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
30503	36:943.	July 14, 1960, Pub. L. 86-653, § 3, 74 Stat. 515.

Before clause (1), the words “The purposes of the corporation are patriotic, educational, social, and for service, and include” are substituted for “The purposes of the corporation shall be” and “the further object of this organization shall be patriotic, educational, social, and for service” for clarity.

In clause (3), the words “members of the corporation” are substituted for “our members” for clarity.

In clause (8), the words “the need for” are substituted for “the need of”, and the words “in each community” are substituted for “for each community”, for clarity. The words “the need” are added for clarity. The words “to be always alert” are substituted for “to ever be alert” for clarity.

§ 30504. Membership

An individual is eligible for membership in the corporation if—

- (1) she is a mother, adoptive mother, or stepmother (who has given a mother’s care at least since the stepchild was age 13) of a son or daughter who—
 - (A) is serving in the Armed Forces; or
 - (B) has served in, or has been honorably discharged from, the Armed Forces in World War II or the Korean hostilities; and
- (2) she is living in the United States.

(Pub. L. 105-225, Aug. 12, 1998, 112 Stat. 1320.)