

## **US Code**

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### **TITLE 36 - PATRIOTIC AND NATIONAL OBSERVANCES, CEREMONIES, AND ORGANIZATIONS Subtitle II - Patriotic and National Organizations Part B - Organizations CHAPTER 405—CONGRESSIONAL MEDAL OF HONOR SOCIETY OF THE UNITED STATES OF AMERICA**

*Please Note: This compilation of the US Code, current as of Feb.1, 2010 , has been prepared by the Legal Information Institute using data from the U.S. House of Representatives, Office of the Law Revision Counsel. It is not an official U.S. government publication. For more details please see: <http://www.law.cornell.edu/uscode/uscpri.html>.*

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**TITLE 36—PATRIOTIC AND NATIONAL OBSERVANCES, CEREMONIES, AND ORGANIZATIONS**

This title was enacted by Pub. L. 105–225, § 1, Aug. 12, 1998, 112 Stat. 1253

Subtitle ...Sec.

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34 (1st–7th sentences)	80303
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208	10102
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231 (words after 2d comma)	190112
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892	30107
893	30109
894	Rep.
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921	110305
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923	Rep.
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<b>Title 36 Former Sections</b>	<b>Title 36 New Sections</b>
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975(b)	20109
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979, 980	20106
981	20110
982	20106
983	20108
984	Rep.
985	20111
986	20101
987	20105
988	10102
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1003	153702
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1005	153703
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1009(a)	153708
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1012	153711
1013	153707
1014	153709
1015	Rep.
1016	153712
1017	153706
1018	153705
1019	153713
1020	10102
1041	154101
1042	154102
1043	154105
1044(1)	154101
1044(2)–(9)	154105
1045(a)	154108
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1046	154103
1047, 1048	154104
1049, 1050	154107
1051	154111
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1053	154109
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1055	154113

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1059	10102
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1073	130502
1074	130505
1075(a)	130508
1075(b)	130511
1076	130503
1077, 1078	130504
1079, 1080	130507
1081	130512
1082	130507
1083	130509
1084 (less (b) (2d sentence cl. (2)))	10101
1084(b) (2d sentence cl. (2))	130510
1085	130513
1086	130506
1087	130505
1088	10102
1101(1)–(76), (77) (related to Fleet Reserve Association), (79), (80)	10101
1101(77) (related to NNRCF)	Rep.
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1151, 1152	170101
1153	170102
1154 (less perpetual succession)	170104
1154 (related to perpetual succession)	170101
1155, 1156	170106
1157	170103
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1204	220305
1205(a)	220310
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1206	220303
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1211	220308
1212	220311
1213(a)	10101
1213(b)	220314
1214	220315
1215	220306
1216 (1st sentence)	220305
1216 (last sentence)	220309
1217	220314
1218	10102
1219	220307
1301	220101
1302	220102
1303	220105
1304(a), (b)	220108
1304(c)	220114
1304(d), (e)	220108
1305(a)	220103
1305(b)–(d)	220104
1306 (1st sentence)	220105
1306 (last sentence)	220109
1307	220106
1308	220107
1309(a)	220110
1309(b), (c)	220112
1309(d)	220111
1309(e), (f)	220113
1309(g)	(See 36:1101)
1309(h)	10102
1401	2301
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1408	2309
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1411	Rep.
1501	152702
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1512	10102
1513	152701
1514 (1st sentence)	152708
1514 (last sentence)	152702
1601	80502
1602	80506
1603 (less discrimination)	80503
1603 (related to discrimination in membership)	80504
1603 (related to discrimination in holding office)	80505
1604	80510
1605	80504
1606, 1607	80505
1608	80507
1609	80511
1610	80509
1611	80512
1612	10102
1613	80501
1614 (1st sentence)	80508
1614 (last sentence)	80502
1701	100102
1702	100106
1703	100103
1704	100110
1705	100104
1706, 1707	100105
1708	100107
1709	100111
1710	100109
1711	100112
1712	10102
1713	100101
1714 (1st sentence)	100108
1714 (last sentence), 1715	100102
1801	220702
1802	220706
1803	220703
1804	220710
1805	220704
1806, 1807	220705
1808	220707
1809	220711
1810	220709
1811	220712

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1813	220701
1814 (1st sentence)	220708
1814 (last sentence), 1815	220702
1901	20702
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1905	20704
1906, 1907	20705
1908	20707
1909	20711
1910	20709
1911	20712
1912	10102
1913	20701
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2005	151504
2006, 2007	151505
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2009	151511
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2011	151512
2012	10102
2013	151501
2014 (1st sentence)	151508
2014 (last sentence), 2015	151502
2101	20902
2102	20906
2103	20903
2104	20911
2105	20904
2106, 2107	20905
2108(a)–(e)	20908
2108(f)	20909
2109	20912
2110	20910
2111	20913
2112	10102
2113	20901
2114 (1st sentence)	20909
2114 (last sentence)	20902
2115	20907

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Title 36 Former Sections	Title 36 New Sections
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2201	70302
2202	70306
2203	70303
2204	70310
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2209	70311
2210	70309
2211	70312
2212	10102
2213	70301
2214 (1st sentence)	70308
2214 (last sentence), 2215	70302
2301	150102
2302	150107
2303	150103
2304	150111
2305	150105
2306, 2307	150106
2308(a)–(e)	150108
2308(f)	150109
2309	150112
2310	150110
2311	150113
2312	10102
2313	150101
2314 (1st sentence)	150109
2314 (last sentence), 2315	150102
2316	150104
2401	21102
2402	21106
2403	21103
2404	21110
2405 (words before 3d comma, words after 3d comma related to discrimination in membership)	21104
2405 (words after 3d comma related to discrimination in holding office), 2406, 2407	21105
2408(a)–(d)	21107
2408(e)	21108
2409	21111
2410	21109
2411	21112
2412	10102
2413	21101
2414 (1st sentence)	21108
2414 (last sentence), 2415	21102

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2501	170502
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2504	170510
2505 (words before 3d comma, words after 3d comma related to discrimination in membership)	170504
2505 (words after 3d comma related to discrimination in holding office), 2506, 2507	170505
2508	170507
2509	170511
2510	170509
2511	170512
2512	10102
2513	170501
2514 (1st sentence)	170508
2514 (last sentence), 2515	170502
2601	40102
2602	40106
2603	40103
2604	40110
2605	40104
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2608	40107
2609	40111
2610	40109
2611	40112
2612	10102
2613	40101
2614 (1st sentence)	40108
2614 (last sentence), 2615	40102
2701(a)	110102
2701(b)	110108
2702	110106
2703	110103
2704	110110
2705	110104
2706, 2707	110105
2708	110107
2709	110111
2710	110109
2711	110112
2712	10102
2713	110101
2714 (1st sentence)	110108
2714 (last sentence), 2715	110102
2801	154502
2802	154506
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2808(a)–(e)	154507
2808(f)	154508
2809	154511
2810	154509
2811	154512
2812	10102
2813	154501
2814 (1st sentence)	154508
2814 (last sentence), 2815	154502
2901	152902
2902	152906
2903	152903
2904	152911
2905 (words before 3d comma, words after 3d comma related to discrimination in membership)	152904
2905 (words after 3d comma related to discrimination in holding office), 2906, 2907	152905
2908(a)–(e)	152908
2908(f)	152909
2909	152907
2910	152912
2911	152910
2912	152913
2913	10102
2914	152901
2915 (1st sentence)	152909
2915 (last sentence), 2916	152902
3001	210302
3002	210306
3003	210303
3004	210311
3005 (words before 3d comma, words after 3d comma related to discrimination in membership)	210304
3005 (words after 3d comma related to discrimination in holding office), 3006, 3007	210305
3008	210308
3009	210312
3010	210310
3011	210313
3012	10102
3013	210301
3014 (1st sentence)	210309
3014 (last sentence)	210302
3015	210307
3016	210302

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<b>Title 36 Former Sections</b>	<b>Title 36 New Sections</b>
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3103	240103
3104	240110
3105	240104
3106, 3107	240105
3108	240107
3109	240111
3110	240109
3111	240112
3112	10102
3113	240101
3114 (1st sentence)	240108
3114 (last sentence), 3115	240102
3201	20501
3202	20502
3203 (1st sentence)	20503
3203 (last sentence)	20505
3204	20504
3205	20503
3206	Rep.
3207	20501
3208	20506
3209	10102
3301	21901
3302 (1st sentence)	21905
3302 (last sentence)	21902
3303 (less perpetual succession)	21903
3303 (related to perpetual succession)	21901
3304	21905
3305	21904
3306	21906
3307	21903
3308	21908
3309	21907
3310	10102
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3405(a)	22308
3405(b)	22310
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3411	22311
3412	22307
3413	22309

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3415	22312
3416	22306
3417	22305
3418	10102
3501(a)	80101
3501(b)	80102
3501(c)	80106
3502	80104
3503 (1st sentence)	80103
3503 (last sentence), 3504	80105
3601	170302
3602	170306
3603	170303
3604	170311
3605 (words before 1st comma, words after 1st comma related to discrimination in membership)	170304
3605 (words after 1st comma related to discrimination in holding office), 3606, 3607	170305
3608	170308
3609	170312
3610	170310
3611	170313
3612	10102
3613	170301
3614	170309
3615	170307
3616	170302
3701	50102
3702	50106
3703	50103
3704	50110
3705	50104
3706, 3707	50105
3708	50107
3709	50111
3710	50109
3711	50112
3712	10102
3713	50101
3714	50108
3715	50102
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3802	230506
3803	230503
3804	230511
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3806, 3807, 3808 (related to directors and officers)	230505

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3810	230512
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3813	10102
3814	230501
3815	230509
3816	230507
3817	230502
3901	22902
3902	22906
3903	22903
3904	22910
3905	22904
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3908(a)–(e)	22907
3908(f)	22908
3909	22911
3910	22909
3911	22912
3912	10102
3913	22901
3914 (1st sentence)	22908
3914 (last sentence), 3915	22902
4001	154702
4002	154706
4003	154703
4004	154711
4005	154704
4006, 4007, 4008 (related to directors and officers)	154705
4008 (related to membership)	154704
4009	154708
4010	154712
4011	154710
4012	154713
4013	10102
4014	154701
4015 (1st sentence)	154709
4015 (last sentence)	154702
4016	154707
4017	154702
4101	152102
4102	152106
4103	152103
4104	152104
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4107(a)–(e)	152107

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4109	152110
4110	152109
4111	152112
4112	10102
4113	152101
4114	152108
4115	152102
4201	20301
4202	20302
4203 (words before 1st comma)	20303
4203 (words after 1st comma)	20304
4204 (related to meeting)	20305
4204 (related to report)	20306
4205	20304
4206	10102
4301, 4302	23101
4303(1) (1st sentence words before 8th comma)	23102
4303(1) (1st sentence words after 8th comma)	23106
4303(1) (last sentence), (2)–(7)	23102
4304(1)	23101
4304(2)–(9)	23105
4305(a)	23107
4305(b)	23110
4306	23103
4307–4309	23104
4310, 4311	23106
4312	23111
4313	23106
4314	23108
4315 (less (b) (2d sentence cl. (2)))	10101
4315(b) (2d sentence cl. (2))	23109
4316	23112
4317	23105
4318	10102
4401 (words before “for the following objects and purposes”)	70701
4401 (words beginning with “for the following objects and purposes”)	70702
4402 (words before last semicolon)	70704
4402 (words after last semicolon)	70705
4403	70701
4404 (1st–3d sentences)	70703
4404 (4th sentence related to adopting and altering seal)	70704
4404 (4th sentence less adopting and altering seal)	70703

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4404 (5th sentence related to establishing bylaws)	70704
4404 (5th sentence less establishing bylaws)	70703
4404 (last sentence related to employment authority)	70704
4404 (last sentence less employment authority)	70703
4405	70707
4406	70705
4407	70706
4408	10102
4501	150901
4502	150905
4503	150902
4504	150905
4505(a)	150907
4505(b)	150910
4506	150903
4507, 4508	150904
4509, 4510	150906
4511	150911
4512	150906
4513	150908
4514 (less (b) (2d sentence cl. (2)))	10101
4514(b) (2d sentence cl. (2))	150909
4515	150912
4516	150905
4517	10102
4601, 4602	153501
4603	153502
4604	153505
4605, 4606	153504
4607(a)	153508
4607(b)	153511
4608	153503
4609	153512
4610 (less (b) (2d sentence cl. (2)))	10101
4610(b) (2d sentence cl. (2))	153510
4611	153509
4612, 4613	153507
4614	153513
4615	153507
4616	153506
4617	10102
4701, 4702 (words before 2d comma)	210101
4702 (words after 2d comma)	210105
4703	210102
4704 (1st par.)	210104

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4704 (last par. related to regulations for membership)	210103
4704 (last par. less regulations for membership)	210104
4705	210106
4706	10102
4707	210105
4801	60102
4802	60106
4803	60103
4804	60110
4805(a), (b) (related to discrimination in membership)	60104
4805(b) (related to discrimination in holding office), 4806, 4807	60105
4808	60107
4809	60111
4810	60109
4811	60112
4812	10102
4813	60101
4814	60108
4815	60102
4901	21501
4902	21504
4903 (words before 8th comma less "gratuitously or otherwise")	21502
4903 ("gratuitously or otherwise" and words after 8th comma)	21505
4904 (1st sentence)	21503
4904 (last sentence)	21506
4905–4908	21503
4909	21501
4910	10102
5001	140702
5002	140706
5003	140703
5004	140710
5005	140704
5006, 5007, 5008 (related to directors and officers)	140705
5008 (related to membership)	140704
5009	140707
5010	140711
5011	140709
5012	140712
5013	10102
5014 (1st sentence)	140708
5014 (last sentence), 5015	140702
5016	140701

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5101	190302
5102	190306
5103	190303
5104	190311
5105	190304
5106, 5107, 5108 (related to directors and officers)	190305
5108 (related to membership)	190304
5109	190308
5110	190312
5111	190310
5112	190313
5113	10102
5114 (1st sentence)	190309
5114 (last sentence)	190302
5115	190307
5116	190302
5117	190301
5201(a)	151301
5201(b)	151302
5202(a)–(f)	151303
5202(g)(1)(A)	151304
5202(g)(1)(B), (C)	151305
5202(g)(2), (h)	151304
5203(a)(1)	151301
5203(a)(2), (3)	151306
5203(a)(4)	151308
5203(b), (c)(1), (2) (words before 2d comma)	151305
5203(c)(2) (words after 2d comma)	151303
5203(c)(3)–(5)	151305
5204, 5205	151307
5206(a)	10101
5206(b)	151311
5206(c)	151309
5207	151310
5301	151101
5302 (1st sentence)	151102
5302 (last sentence)	151104
5303	151105
5304	151106
5305	151103
5306	151104
5307	Rep.
5308	151107
5309	151105
5310	151101
5311	10102

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Title 36 Former Sections	Title 36 New Sections
5401 (1st sentence words before “for the education of the general public”)	200101
5401 (1st sentence words beginning with “for the education of the general public”)	200102
5401 (2d sentence words before proviso)	200103
5401 (2d sentence proviso, 3d sentence)	200104
5401 (last sentence words before proviso)	200105
5401 (last sentence proviso)	200104
5402	10102
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**TITLE 36 PATRIOTIC AND NATIONAL  
OBSERVANCES, CEREMONIES, AND ORGANIZATIONS**

*NB: This unofficial compilation of the U.S. Code is current as of Feb. 1, 2010 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

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**TITLE 36 PATRIOTIC AND NATIONAL  
OBSERVANCES, CEREMONIES, AND ORGANIZATIONS**

NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscript.html>).

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### Enacting Clause

Pub. L. 105–225, § 1, Aug. 12, 1998, 112 Stat. 1253, provided in part that: “Certain general and permanent laws of the United States, related to patriotic and national observances, ceremonies, and organizations, are revised, codified, and enacted as title 36, United States Code, ‘Patriotic and National Observances, Ceremonies, and Organizations’ ”.

### Legislative Purpose and Construction

Pub. L. 105–354, § 4, Nov. 3, 1998, 112 Stat. 3245, provided that:

“(a) No Substantive Change.—(1) Section 1 of this Act restates, without substantive change, laws enacted before September 5, 1998, that were replaced by section 1. Section 1 may not be construed as making a substantive change in the laws replaced.

“(2) Laws enacted after September 4, 1998, that are inconsistent with this Act supersede this Act to the extent of the inconsistency.

“(b) References.—A reference to a law replaced by this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

“(c) Continuing Effect.—An order, rule, or regulation in effect under a law replaced by this Act continues in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

“(d) Actions and Offenses Under Prior Law.—An action taken or an offense committed under a law replaced by this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.

“(e) Inferences.—An inference of a legislative construction is not to be drawn by reason of the location in the United States Code of a provision enacted by this Act or by reason of a heading of the provision.

“(f) Severability.—If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision enacted by this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.”

Pub. L. 105–225, § 5, Aug. 12, 1998, 112 Stat. 1499, provided that:

“(a) No Substantive Change.—Sections 1 and 2 of this Act restate, without substantive change, laws enacted before August 16, 1997, that were replaced by those sections. Those sections may not be construed as making a substantive change in the laws replaced. Laws enacted after August 15, 1997, that are inconsistent with this Act supersede this Act to the extent of the inconsistency.

**TITLE 36 - Subtitle II Patriotic and National Organizations**

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*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscpri.html>).*

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“(b) References.—A reference to a law replaced by section 1 or 2 of this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

“(c) Continuing Effect.—An order, rule, or regulation in effect under a law replaced by section 1 or 2 of this Act continues in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

“(d) Actions and Offenses Under Prior Law.—An action taken or an offense committed under a law replaced by section 1 or 2 of this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.

“(e) Inferences.—An inference of a legislative construction is not to be drawn by reason of the location in the United States Code of a provision enacted by this Act or by reason of a caption or catch line of the provision.

“(f) Severability.—If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision enacted by this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications.”

**Repeals and Savings Provisions**

Pub. L. 105–354, § 5(a), Nov. 3, 1998, 112 Stat. 3245, provided that: “The repeal of a law by this Act may not be construed as a legislative inference that the provision was or was not in effect before its repeal.”

Pub. L. 105–354, § 5(b), Nov. 3, 1998, 112 Stat. 3245, repealed specified laws, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Nov. 3, 1998.

Pub. L. 105–225, § 6(a), Aug. 12, 1998, 112 Stat. 1499, provided that: “The repeal of a law by this Act may not be construed as a legislative inference that the provision was or was not in effect before its repeal.”

Pub. L. 105–225, § 6(b), Aug. 12, 1998, 112 Stat. 1499, repealed specified laws, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Aug. 12, 1998.

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*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscpnt.html>).*

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**Amendments**

- 2009—Pub. L. 111–95, § 1(b), Nov. 6, 2009, 123 Stat. 3003, added item for chapter 1404.
- 2008—Pub. L. 110–254, § 1(b), June 30, 2008, 122 Stat. 2421, amended item for chapter 1201 generally, substituting “Korean War Veterans Association, Incorporated” for “[Reserved]”.
- 2002—Pub. L. 107–252, title VI, § 601(b), Oct. 29, 2002, 116 Stat. 1721, added item for chapter 1526.
- Pub. L. 107–241, § 1(a)(2)(B), Oct. 16, 2002, 116 Stat. 1496, substituted “AMVETS (American Veterans)” for “AMVETS (American Veterans of World War II, Korea, and Vietnam)” in item for chapter 227.
- 2000—Pub. L. 106–474, title II, § 201(b), Nov. 9, 2000, 114 Stat. 2095, added item for chapter 1524.
- 1998—Pub. L. 105–354, § 1(4)(B), (5)(B), Nov. 3, 1998, 112 Stat. 3241, 3244, added items for chapters 202 and 210.

**TITLE 36 - Subtitle II - Part B - CHAPTER 405  
CONGRESSIONAL MEDAL OF HONOR SOCIETY OF T...**

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*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).*

**Part B—Organizations**

**CHAPTER 405—CONGRESSIONAL MEDAL OF HONOR SOCIETY OF THE UNITED STATES OF AMERICA**

- Sec.
- 40501. Organization.
- 40502. Purposes.
- 40503. Membership.
- 40504. Governing body.
- 40505. Powers.
- 40506. Restrictions.
- 40507. Principal office.
- 40508. Records and inspection.
- 40509. Service of process.
- 40510. Liability.
- 40511. Distribution of assets on dissolution or final liquidation.

**§ 40501. Organization**

- (a) **Federal Charter.**— Congressional Medal of Honor Society of the United States of America (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. 1332.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40501		
36:791.		
Aug. 14, 1958, Pub. L. 85–642, §§ 1, 2, 72 Stat. 597.		
	36:792.	

This section is substituted for 36:791 for consistency in the revised title and to eliminate executed and unnecessary language. The text of 36:792 is omitted as executed and obsolete.

**§ 40502. Purposes**

The purposes of the corporation are—

- (1) to form a bond of friendship and comradeship among all holders of the Medal of Honor as presented by Congress;
- (2) to protect, uphold, and preserve the dignity and honor of the medal at all times and on all occasions;
- (3) to protect the name of the medal and individual holders of the medal from exploitation;
- (4) to provide appropriate aid to all persons to whom the medal has been awarded, their widows, or their children;
- (5) to serve our country in peace as in war;
- (6) to inspire and stimulate our youth to become worthy citizens of our country; and
- (7) to foster and perpetuate Americanism.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1333.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40502		
36:793.		
	Aug. 14, 1958, Pub. L. 85–642, § 3, 72 Stat. 598.	

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

In clause (5), the words “we did” are omitted to avoid the grammatical construction using the first person.

.....

**§ 40503. Membership**

(a) **Eligibility.**— An individual who has been awarded the Medal of Honor as presented by Congress is eligible for membership in the corporation. An honorary membership may not be granted.

(b) **Voting.**— Each member has one vote on each matter submitted to a vote at a meeting of the members. The vote may be cast in person or by proxy.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1333.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40503(a)		
36:796(a), (b).		
	Aug. 14, 1958, Pub. L. 85–642, § 6, 72 Stat. 599.	
40503(b)		
36:796(c).		

.....

**§ 40504. Governing body**

(a) **Board of Directors.**—

(1) The board of directors is the governing body of the corporation. The board may exercise, or provide for the exercise of, the powers of the corporation.

(2) The number of directors, their manner of election (including the filling of vacancies), and their term of office are as provided in the bylaws. However, the board shall have at least 9 directors.

(3) The board shall meet at least annually. Each director has one vote on matters decided by the board.

(4) The president of the corporation is the chairman of the board.

(b) **Officers.**—

(1) The officers of the corporation are a president, an executive vice president, a secretary, a treasurer, and 6 regional vice presidents as provided in the bylaws. The offices of secretary and treasurer may be combined and held by the same individual, but an individual holding those combined offices has only one vote as a director.

(2) The manner of election, term of office, duties, and powers of the officers are as provided in the bylaws.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1333.)

NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscprint.html>).

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40504(a)(1)	36:797(a), (c) (1st sentence words before 3d comma).	Aug. 14, 1958, Pub. L. 85-642, §§ 7, 8, 72 Stat. 599.
40504(a)(2)	36:797(b), (c) (1st sentence words between 3d and 4th commas).	
40504(a)(3)	36:797(c) (last sentence).	
40504(a)(4)	36:797(c) (2d sentence).	
40504(b)	36:797(c) (1st sentence words after 4th comma).	36:798.

In subsection (a)(1), the text of 36:797(a) (12th-last words) is omitted as obsolete.

In subsection (b)(2), the words “duties, and powers” are substituted for “powers” in 36:798(b) and for “duties” in 36:798(c) to eliminate unnecessary words.

.....

**§ 40505. 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. 1333.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40505	36:794.	Aug. 14, 1958, Pub. L. 85-642, §§ 4, 16, 72 Stat. 598, 601.
	36:806.	

*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscpint.html>).*

In this section, the text of 36:806 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 [un]necessary.

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

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.

In clause (7), the words “issue instruments of indebtedness, and secure its obligations by granting security interests in its property” are substituted for “issue bonds or other evidences of indebtedness therefor and secure the same by mortgage or pledge” for consistency in the revised title. The words “for the purposes of the corporation” and “subject to applicable Federal or State laws” are omitted as unnecessary.

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

.....

**§ 40506. 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 participate in any political activity or in any manner attempt to influence legislation.
- (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 subsection does not prevent the payment of—
  - (1) expenses of officers of the corporation in amounts approved by the board of directors; or
  - (2) appropriate aid to individuals to whom the Medal of Honor has been awarded, their widows, or their children, to carry out the purposes of the corporation.
- (d) **Loans.**— The corporation may not make a loan to a director, officer, or employee. Directors 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.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1334.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40506(a)		
36:802.		
	Aug. 14, 1958, Pub. L. 85–642, §§ 9(a) (1st sentence words before last comma, last sentence), (b), 10, 12, 72 Stat. 599, 600.	
40506(b)		
36:800.		
40506(c)		

*TITLE 36 - Section 40507 - Principal office*

*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
36:799(a) (1st sentence words before last comma, last sentence).		
40506(d)		
36:799(b).		

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

In subsection (b), the words “support” and “any” are added for consistency in the revised title. The words “directly or indirectly, local or national” are omitted as unnecessary and for consistency in the revised title.

In subsection (c), before clause (1), the words “inure to the benefit of” are substituted for “inure to” for consistency in the revised title. In clause (1), the words “bona fide” are omitted as unnecessary.

.....

**§ 40507. 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. 1334.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40507		
36:795(a).		
Aug. 14, 1958, Pub. L. 85–642, § 5(a), 72 Stat. 598.		

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

.....

**§ 40508. 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 entitled to vote.
- (b) **Inspection.**— A member entitled to vote, 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. 1334.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40508		
36:803.		
Aug. 14, 1958, Pub. L. 85–642, § 13, 72 Stat. 600.		

NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscodeprint.html>).

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

.....

**§ 40509. 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. 1334.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40509		
36:795(b).		
Aug. 14, 1958, Pub. L. 85–642, § 5(b), 72 Stat. 598.		

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

.....

**§ 40510. Liability**

**(a) Liability of Corporation.**— The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

**(b) Immunity of Individuals.**— A member or private individual is not liable for the obligations of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1335.)

**Historical and Revision Notes**

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40510(a)		
36:801.		
Aug. 14, 1958, Pub. L. 85–642, §§ 9(a) (1st sentence words after last comma), 11, 72 Stat. 599, 600.		
40510(b)		
36:799(a) (1st sentence words after last comma).		

.....

**§ 40511. 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 bylaws.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1335.)

***TITLE 36 - Section 40511 - Distribution of assets on dissolution or final liquidation***

*NB: This unofficial compilation of the U.S. Code is current as of Feb.1, 2010 (see <http://www.law.cornell.edu/uscode/uscprint.html>).*

**Historical and Revision Notes**

<b>Revised Section</b>	<b>Source (U.S. Code)</b>	<b>Source (Statutes at Large)</b>
40511		
36:805.		
	Aug. 14, 1958, Pub. L. 85-642, § 15, 72 Stat. 600.	

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.