

108TH CONGRESS  
1ST SESSION

# H. R. 1043

To grant a Federal charter to Korean War Veterans Association,  
Incorporated.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2003

Mr. WALSH (for himself, Mr. HOYER, Mr. ABERCROMBIE, Mr. BELL, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mr. BROWN of Ohio, Mrs. CAPPS, Mr. CASE, Mr. CLAY, Mr. CONYERS, Mr. COSTELLO, Mr. CRANE, Mr. CULBERSON, Mr. CUNNINGHAM, Mr. DINGELL, Mr. DOYLE, Mr. FARR, Mr. FILNER, Mr. FORD, Mr. FOSSELLA, Mr. FROST, Mr. GILLMOR, Mr. GOODE, Mr. GREEN of Wisconsin, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HEFLEY, Mr. HINCHEY, Mr. HOBSON, Mr. HOLDEN, Ms. NORTON, Mr. HOUGHTON, Mr. ISAKSON, Mr. JANKLOW, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Illinois, Mr. JONES of North Carolina, Mrs. JONES of Ohio, Ms. KAPTUR, Mr. KILDEE, Mr. LAMPSON, Ms. LEE, Mr. LEVIN, Mrs. LOWEY, Mr. LUCAS of Kentucky, Mr. GRIJALVA, Mrs. MALONEY, Mrs. MCCARTHY of New York, Ms. MILLENDER-MCDONALD, Mr. MICA, Mrs. MILLER of Michigan, Mr. MOORE, Mrs. NAPOLITANO, Mr. PAUL, Mr. PORTER, Mr. PUTNAM, Mr. QUINN, Mr. REGULA, Mr. REYES, Mr. RODRIGUEZ, Mr. ROGERS of Michigan, Ms. SCHAKOWSKY, Mr. STRICKLAND, Mr. TERRY, Mr. TOWNS, Mr. UPTON, Mr. WILSON of South Carolina, and Ms. WOOLSEY) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To grant a Federal charter to Korean War Veterans  
Association, Incorporated.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. GRANT OF FEDERAL CHARTER TO KOREAN**  
 2 **WAR VETERANS ASSOCIATION, INCOR-**  
 3 **PORATED.**

4 (a) GRANT OF CHARTER.—Part B of subtitle II of  
 5 title 36, United States Code, is amended—

6 (1) by striking the following:

7 **“CHAPTER 1201—[RESERVED]”;**

8 and

9 (2) by inserting after chapter 1103 the fol-  
 10 lowing new chapter:

11 **“CHAPTER 1201—KOREAN WAR VETERANS**  
 12 **ASSOCIATION, INCORPORATED**

“Sec.

“120101. Organization.

“120102. Purposes.

“120103. Membership.

“120104. Governing body.

“120105. Powers.

“120106. Restrictions.

“120107. Tax-exempt status required as condition of charter.

“120108. Records and inspection.

“120109. Service of process.

“120110. Liability for acts of officers and agents.

“120111. Annual report.

“120112. Definition.

13 **“§ 120101. Organization**

14 “(a) FEDERAL CHARTER.—Korean War Veterans  
 15 Association, Incorporated (in this chapter, the ‘corpora-  
 16 tion’), a nonprofit corporation organized under the laws  
 17 of the State of New York, is a federally chartered corpora-  
 18 tion.

1       “(b) EXPIRATION OF CHARTER.—If the corporation  
2 does not comply with the provisions of this chapter, the  
3 charter granted by subsection (a) expires.

4       **“§ 120102. Purposes**

5       “The purposes of the corporation are those provided  
6 in its articles of incorporation and shall include the fol-  
7 lowing:

8               “(1) Organizing, promoting, and maintaining  
9               for benevolent and charitable purposes an associa-  
10              tion of persons who have seen honorable service in  
11              the Armed Forces during the Korean War, and of  
12              certain other persons.

13              “(2) Providing a means of contact and commu-  
14              nication among members of the corporation.

15              “(3) Promoting the establishment of, and estab-  
16              lishing, war and other memorials commemorative of  
17              persons who served in the Armed Forces during the  
18              Korean War.

19              “(4) Aiding needy members of the corporation,  
20              their wives and children, and the widows and chil-  
21              dren of persons who were members of the corpora-  
22              tion at the time of their death.

1 **“§ 120103. Membership**

2 “Eligibility for membership in the corporation, and  
3 the rights and privileges of members of the corporation,  
4 are as provided in the bylaws of the corporation.

5 **“§ 120104. Governing body**

6 “(a) BOARD OF DIRECTORS.—The composition of the  
7 board of directors of the corporation, and the responsibil-  
8 ities of the board, are as provided in the articles of incor-  
9 poration of the corporation.

10 “(b) OFFICERS.—The positions of officers of the cor-  
11 poration, and the election of the officers, are as provided  
12 in the articles of incorporation.

13 **“§ 120105. Powers**

14 “The corporation has only those powers provided in  
15 its bylaws and articles of incorporation filed in each State  
16 in which it is incorporated.

17 **“§ 120106. Restrictions**

18 “(a) STOCK AND DIVIDENDS.—The corporation may  
19 not issue stock or declare or pay a dividend.

20 “(b) POLITICAL ACTIVITIES.—The corporation, or a  
21 director or officer of the corporation as such, may not con-  
22 tribute to, support, or participate in any political activity  
23 or in any manner attempt to influence legislation.

24 “(c) LOAN.—The corporation may not make a loan  
25 to a director, officer, or employee of the corporation.



1 ney of the member, may inspect the records of the cor-  
2 poration for any proper purpose, at any reasonable time.

3 **“§ 120109. Service of process**

4 “The corporation shall have a designated agent in the  
5 District of Columbia to receive service of process for the  
6 corporation. Notice to or service on the agent is notice  
7 to or service on the Corporation.

8 **“§ 120110. Liability for acts of officers and agents**

9 “The corporation is liable for the acts of its officers  
10 and agents acting within the scope of their authority.

11 **“§ 120111. Annual report**

12 “The corporation shall submit to Congress an annual  
13 report on the activities of the corporation during the pre-  
14 ceding fiscal year. The report shall be submitted at the  
15 same time as the report of the audit required by section  
16 10101 of this title. The report may not be printed as a  
17 public document.

18 **“§ 120112. Definition**

19 “For purposes of this chapter, the term ‘State’ in-  
20 cludes the District of Columbia and the territories and  
21 possessions of the United States.”.

22 (b) CLERICAL AMENDMENT.—The item relating to  
23 chapter 1201 in the table of chapters at the beginning of

- 1 subtitle II of title 36, United States Code, is amended to
- 2 read as follows:

“1201. Korean War Veterans Association, Incorporated .....120101”.

