

76TH CONGRESS  
3D SESSION

# H. R. 10094

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## IN THE SENATE OF THE UNITED STATES

JULY 3 (legislative day, JULY 1), 1940

Read twice and referred to the Committee on the Judiciary

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## AN ACT

To require the registration of certain organizations carrying on activities within the United States, and for other purposes.

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

3 That for the purposes of this Act—

4 (a) The term "Attorney General" means the Attorney  
5 General of the United States;

6 (b) The term "organization" means any group, club,  
7 league, society, committee, association, political party, or  
8 combination of individuals, whether incorporated or other-  
9 wise, but such term shall not include any church, corporation,  
10 community chest, fund, or foundation which the Attorney  
11 General determines is organized for, and engaged in good

1 faith exclusively in, activities in furtherance of religious,  
2 charitable, scientific, scholastic, or academic pursuits, or in  
3 furtherance of the fine arts;

4 (c) The term "political activity" means any activity  
5 the purpose or aim of which, or one of the purposes or aims  
6 of which, is the establishment, control, conduct, seizure, or  
7 overthrow of a government or political subdivision thereof;

8 (d) An organization shall be deemed to be engaged in  
9 "civilian military activity" if (1) it gives instruction to, or  
10 prescribes instruction for, its members in the use of firearms  
11 or other weapons or any substitute therefor, or military or  
12 naval science, or (2) it receives from any other organiza-  
13 tion or from any individual instruction in military or naval  
14 science, or (3) it engages in any military or naval maneu-  
15 vers or activities, or (4) it engages, either with or without  
16 arms, in drills or parades of a military or naval character,  
17 or (5) it engages in any other form of organized activity  
18 which in the opinion of the Attorney General constitutes  
19 preparation for military action; and

20 (e) An organization shall be deemed "subject to for-  
21 eign control" if (1) it solicits or accepts financial contribu-  
22 tions, loans, or support of any kind, directly or indirectly,  
23 from, or is affiliated directly or indirectly with, a foreign  
24 government or a political subdivision thereof, or an agent,  
25 agency, or instrumentality of a foreign government or

1 political subdivision thereof, or a political party in a foreign  
2 country, or an international political organization, or (2) its  
3 policies, or any of them, are determined by or at the sug-  
4 gestion of, or in collaboration with, a foreign government  
5 or political subdivision thereof, or an agent, agency, or  
6 instrumentality of a foreign government or a political sub-  
7 division thereof, or a political party in a foreign country, or  
8 an international political organization.

9 SEC. 2. (a) The following organizations shall be re-  
10 quired to register with the Attorney General as hereinafter  
11 provided:

12 (1) Every organization subject to foreign control  
13 which engages in political activity;

14 (2) Every organization which engages both in  
15 civilian military activity and in political activity;

16 (3) Every organization subject to foreign control  
17 which engages in civilian military activity; and

18 (4) Every organization, the purpose or aim of  
19 which, or one of the purposes or aims of which, is the  
20 establishment, control, conduct, seizure, or overthrow  
21 of a government or subdivision thereof by the use of  
22 force, violence, military measures, or threats of any one  
23 or more of the foregoing.

24 Every such organization shall register by filing with the  
25 Attorney General, on such forms and in such detail as the

1 Attorney General may by rules and regulations prescribe, a  
2 registration statement containing the information and docu-  
3 ments prescribed in subsection (c) and shall within thirty  
4 days after the expiration of each period of six months succeed-  
5 ing the filing of such registration statement, file with the At-  
6 torney General, on such forms and in such detail as the  
7 Attorney General may by rules and regulations prescribe, a  
8 supplemental statement containing such information and  
9 documents as may be necessary to make the information and  
10 documents previously filed under this section accurate and  
11 current with respect to such preceding six months' period.  
12 Every statement required to be filed by this section shall  
13 be subscribed, under oath, by all of the officers of the  
14 organization.

15 (b) Nothing in subsection (a) shall be deemed to re-  
16 quire registration or the filing of any statement with the  
17 Attorney General by (1) the armed forces of the United  
18 States, or (2) the organized militia or National Guard of  
19 any States, Territory, District, or possession of the United  
20 States, or (3) any law-enforcement agency of the United  
21 States or of any Territory, District, or possession thereof,  
22 or of any State or political subdivision of a State, or of any  
23 agency or instrumentality of one or more States, or (4) any  
24 duly established diplomatic mission or consular office of a

1 foreign government which is so recognized by the Depart-  
2 ment of State.

3 (c) Every registration statement required by subsec-  
4 tion (a) to be filed by any organization shall contain the  
5 following information and documents:

6 (1) The name and post-office address of the or-  
7 ganization in the United States, and the names and  
8 addresses of all branches, chapters, and affiliates of such  
9 organization;

10 (2) The name, address, and nationality of each  
11 officer, and of each person who performs the functions  
12 of an officer, of the organization, and of each branch,  
13 chapter, and affiliate of the organization;

14 (3) The qualifications for membership in the  
15 organization;

16 (4) The existing and proposed aims and purposes  
17 of the organization, and all the means by which these  
18 aims or purposes are being attained or are to be attained;

19 (5) The address or addresses of meeting places of  
20 the organization, and of each branch, chapter, or affiliate  
21 of the organization, the times of such meetings, and a  
22 copy of the minutes or journal of every such meeting;

23 (6) The name and address of each person who has  
24 contributed any money, dues, property, or other thing

1 of value to the organization or to any branch, chapter,  
2 or affiliate of the organization;

3 (7) A detailed statement of the assets of the organi-  
4 zation, and of each branch, chapter, and affiliate of the  
5 organization, the manner in which such assets were  
6 acquired, and a detailed statement of the liabilities and  
7 income of the organization and of each branch, chapter,  
8 and affiliate of the organization;

9 (8) A detailed description of the activities of the  
10 organization, and of each chapter, branch, and affiliate of  
11 the organization;

12 (9) A description of the uniforms, badges, insignia,  
13 or other means of identification prescribed by the or-  
14 ganization, and worn or carried by its officers or mem-  
15 bers, or any of such officers or members;

16 (10) A copy of each book, pamphlet, leaflet, or  
17 other publication or item of written, printed, or graphic  
18 matter issued or distributed directly or indirectly by  
19 the organization, or by any chapter, branch, or affiliate  
20 of the organization, or by any of the members of the  
21 organization under its authority or within its knowledge;

22 (11) A description of all firearms or other weapons  
23 owned by the organization, or by any chapter, branch,  
24 or affiliate of the organization, identified by the manu-  
25 facturer's number thereon;

1 (12) In case the organization is subject to foreign  
2 control, the manner in which it is so subject;

3 (13) A copy of the charter, articles of association,  
4 constitution, bylaws, rules, regulations, agreements,  
5 resolutions, and all other instruments relating to the  
6 organization, powers, and purposes of the organization  
7 and of each branch, chapter, and affiliate of the organ-  
8 ization, and to the powers of the officers of the organ-  
9 ization and of each chapter, branch, and affiliate of the  
10 organization; and

11 (14) Such other information and documents per-  
12 tinent to the purposes of this Act as the Attorney Gen-  
13 eral may from time to time require.

14 All statements filed under this section shall be public  
15 records and open to public examination and inspection at all  
16 reasonable hours under such rules and regulations as the  
17 Attorney General may prescribe.

18 SEC. 3. The Attorney General is authorized at any time  
19 to make, amend, and rescind such rules and regulations as  
20 may be necessary to carry out the provisions of this Act,  
21 including rules and regulations governing the statements  
22 required to be filed by this Act.

23 SEC. 4. Any violation of any of the provisions of this  
24 Act shall be punishable by a fine of not more than \$10,000  
25 or by imprisonment for not more than five years, or both.

1 Whoever in a statement filed pursuant to section 2 willfully  
2 makes any false statement or willfully omits to state any  
3 fact which is required to be stated, or which is necessary  
4 to make the statements made not misleading, shall, upon  
5 conviction, be subject to a fine of not more than \$2,000  
6 or to imprisonment for not more than five years, or both.

7 SEC. 5. If any provision of this Act, or the applica-  
8 tion thereof to any person or circumstances, is held invalid,  
9 the remainder of the Act, and the application of such pro-  
10 visions to other persons or circumstances, shall not be affected  
11 thereby.

12 SEC. 6. This Act shall take effect on the ninetieth day  
13 after the date of its enactment, except that prior to such  
14 ninetieth day the Attorney General may make, amend, or  
15 rescind such rules and regulations as may be necessary to  
16 carry out the provisions of this Act.

Passed the House of Representatives July 1, 1940.

Attest:

SOUTH TRIMBLE,

Clerk.



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