

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 835

To recognize the organization known as the National Academies of Practice.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 15, 2005

Mr. STRICKLAND introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

To recognize the organization known as the National  
Academies of Practice.

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

3       **SECTION 1. GRANT OF FEDERAL CHARTER TO NATIONAL**  
4               **ACADEMIES OF PRACTICE.**

5       (a) GRANT OF CHARTER.—Part B of subtitle II of  
6       title 36, United States Code, is amended by inserting after  
7       chapter 1503 the following chapter:

8       **“CHAPTER 1504—NATIONAL ACADEMIES**  
9               **OF PRACTICE**

“150401. Definition.

“150402. Organization.

“150403. Purposes.

- “150404. Membership.
- “150405. Governing body.
- “150406. Powers.
- “150407. Restrictions.
- “150408. Duty to maintain corporate and tax-exempt status.
- “150409. Records and inspection.
- “150410. Service of process.
- “150411. Liability for acts of officers and agents.
- “150412. Annual report.

1 **“§ 150401. Definition**

2       “For purposes of this chapter, ‘State’ includes the  
3 District of Columbia and the territories and possessions  
4 of the United States.

5 **“§ 150402. Organization**

6       “(a) FEDERAL CHARTER.—The National Academies  
7 of Practice (in this chapter, the ‘corporation’), a nonprofit  
8 corporation incorporated in the District of Columbia, is  
9 a federally chartered corporation.

10       “(b) EXPIRATION.—If the corporation does not com-  
11 ply with any provision of this chapter, the charter granted  
12 by this chapter expires.

13 **“§ 150403. Purposes**

14       “The purposes of the corporation are as provided in  
15 the articles of incorporation and include the following:

16               “(1) Honoring persons who have made signifi-  
17 cant contributions to the practice of applied den-  
18 tistry, medicine, nursing, optometry, osteopathy,  
19 pharmacy, podiatry, psychology, social work, veteri-  
20 nary medicine, and other health care professions.

1           “(2) Improving the effectiveness of such profes-  
2           sions by disseminating information about new tech-  
3           niques and procedures, promoting interdisciplinary  
4           practices, and stimulating multidisciplinary exchange  
5           of scientific and professional information.

6           “(3) Improving the effectiveness of such profes-  
7           sions by disseminating information about new tech-  
8           niques and procedures, promoting interdisciplinary  
9           practices, and stimulating multidisciplinary exchange  
10          of scientific and professional information.

11   **“§ 150404. Membership**

12          “Eligibility for membership in the corporation and  
13          the rights and privileges of members are as provided in  
14          the bylaws of the corporation.

15   **“§ 150405. Governing body**

16          “(a) BOARD OF DIRECTORS.—The board of directors  
17          is the governing body of the corporation. The board may  
18          exercise, or provide for the exercise of, the powers of the  
19          corporation. The composition and the responsibilities of  
20          the board are as provided in the articles of incorporation  
21          and bylaws.

22          “(b) OFFICERS.—The officers of the corporation, the  
23          manner of electing the officers, and the powers of the offi-  
24          cers are as provided in the articles of incorporation and  
25          bylaws.

1 **“§ 150406. Powers**

2 “The corporation has only those powers provided in  
3 its bylaws and articles of incorporation filed in the State  
4 in which it is incorporated, subject to the laws of such  
5 State.

6 **“§ 150407. Restrictions**

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

9 “(b) POLITICAL ACTIVITIES.—The corporation, any  
10 officer, or any director of the corporation, acting as such  
11 officer or director, may not contribute to, support, or oth-  
12 erwise participate in any political activity or in any man-  
13 ner attempt to influence legislation.

14 “(c) DISTRIBUTION OF INCOME AND ASSETS.—The  
15 income or assets of the corporation may not inure to the  
16 benefit of, or be distributed to, a director, officer, or mem-  
17 ber during the life of the charter granted by this chapter.  
18 This subsection does not prevent the payment of reason-  
19 able compensation to an officer or member in an amount  
20 approved by the board of directors.

21 “(d) LOANS.—The corporation may not make a loan  
22 to any officer, director, or employee of the corporation.

23 “(e) CLAIMS OF FEDERAL APPROVAL OR AUTHOR-  
24 IZATION.—Except by agreement, the corporation may not  
25 claim congressional approval or the authority of the  
26 United States Government for any of its activities.

1       “(f) FEDERAL ADVISORY ACTIVITIES.—While pro-  
2 viding advice to Federal agencies, the corporation may be  
3 subject to the Federal Advisory Committee Act (5 U.S.C.  
4 Appendix; 86 stat. 700).

5       **“§ 150408. Duty to maintain corporate and tax-ex-**  
6                                   **empt status**

7       “The corporation shall maintain its status as an or-  
8 ganization exempt from taxation as provided in the Inter-  
9 nal Revenue Code of 1986 or any corresponding similar  
10 provision.

11       **“§ 150409. Records and inspection**

12       “(a) BOOKS AND RECORDS OF ACCOUNT.—The cor-  
13 poration shall keep correct and complete books and  
14 records of account and shall keep minutes of any pro-  
15 ceeding of the corporation involving any of its members,  
16 the board of directors, or any committee having authority  
17 under the board of directors.

18       “(b) NAMES AND ADDRESSES OF MEMBERS.—The  
19 corporation shall keep at its principal office a record of  
20 the names and addresses of all members having the right  
21 to vote in any proceeding of the corporation.

22       “(c) RIGHT TO INSPECT BOOKS AND RECORDS.—All  
23 books and records of the corporation may be inspected by  
24 any member having the right to vote, or by any agent or

1 attorney of such member, for any proper purpose, at any  
2 reasonable time.

3 “(d) APPLICATION OF STATE LAW.—Nothing in this  
4 section shall be construed to contravene any applicable  
5 State law.

6 **“§ 150410. Service of process**

7 “With respect to service of process, the corporation  
8 shall comply with the laws of the State in which it is incor-  
9 porated and those States in which it carries on its activi-  
10 ties in furtherance of its corporate purposes.

11 **“§ 150411. Liability for acts of officers and agents**

12 “The corporation shall be liable for the acts of its  
13 officers and agents when acting within the scope of their  
14 authority.

15 **“§ 150412. Annual report**

16 “The corporation shall report annually to the Con-  
17 gress concerning the activities of the corporation during  
18 the preceding fiscal year. The report shall not be printed  
19 as a public document.”.

20 (b) CLERICAL AMENDMENT.—The table of chapters  
21 for subtitle II of title 36, United States Code, is amended  
22 by striking the item relating to chapter 1504 and inserting  
23 the following new item:

**“1504. National Academies of Practice, Incorporated .....150401”.**

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