

(Pub. L. 92-181, title VI, § 6.13, as added Pub. L. 100-233, title II, § 201, Jan. 6, 1988, 101 Stat. 1594; amended Pub. L. 100-399, title II, § 201(n), Aug. 17, 1988, 102 Stat. 991.)

AMENDMENTS

1988—Subsec. (d). Pub. L. 100-399 inserted “, for return to the revolving fund established under section 2151 of this title,” before “the full”.

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-399 effective as if enacted immediately after enactment of Pub. L. 100-233, which was approved Jan. 6, 1988, see section 1001(a) of Pub. L. 100-399, set out as a note under section 2002 of this title.

PART B—FINANCIAL ASSISTANCE CORPORATION

§ 2278b. Establishment of Corporation

Not later than 5 days after January 6, 1988, the Farm Credit Administration shall charter the Farm Credit System Financial Assistance Corporation (hereinafter referred to in this chapter as the “Financial Assistance Corporation”) which shall be—

- (1) an institution of the Farm Credit System; and
- (2) a Federally chartered instrumentality of the United States.

(Pub. L. 92-181, title VI, § 6.20, as added Pub. L. 100-233, title II, § 201, Jan. 6, 1988, 101 Stat. 1595.)

FINANCIAL REPORT

Pub. L. 100-233, title II, § 206, Jan. 6, 1988, 101 Stat. 1607, provided that: “During the period beginning September 30, 2001, and ending December 31, 2001, the Farm Credit Administration shall review and evaluate the financial condition of the Farm Credit System and report to the Secretary of the Treasury and the appropriate committees of Congress on—

- “(1) the general financial condition of each System institution;
- “(2) the total outstanding principal of debt obligations issued under section 6.26 of the Farm Credit Act of 1971 (as added by section 201 of this Act) [12 U.S.C. 2278b-6]; and
- “(3) the ability of each System institution to retire, at par value, preferred stock issued by the institution in accordance with section 6.27 of the Farm Credit Act of 1971 (as added by section 201 of this Act) [12 U.S.C. 2278b-7].”

§ 2278b-1. Purpose

The purpose of the Financial Assistance Corporation shall be to carry out a program to provide capital to institutions of the Farm Credit System that are experiencing financial difficulty and to assist, pursuant to section 2278a-9(e) of this title and subsections (c) through (g) of section 2278b-6 of this title, in the repayment by System institutions to those persons who provided funds in connection with the program.

(Pub. L. 92-181, title VI, § 6.21, as added Pub. L. 100-233, title II, § 201, Jan. 6, 1988, 101 Stat. 1595; amended Pub. L. 102-552, title III, § 307(a), Oct. 28, 1992, 106 Stat. 4116.)

AMENDMENTS

1992—Pub. L. 102-552 inserted before period at end “and to assist, pursuant to section 2278a-9(e) of this title and subsections (c) through (g) of section 2278b-6 of this title, in the repayment by System institutions

to those persons who provided funds in connection with the program”.

§ 2278b-2. Board of Directors

(a) Board of Directors

(1) Composition

The Board of Directors of the Financial Assistance Corporation (hereinafter referred to in this part as the “Board of Directors”) shall consist of the Board of Directors of the Federal Farm Credit Banks Funding Corporation.

(2) Chairman

The Board of Directors shall elect annually a Chairman from among the members of the Board.

(3) Compensation

The members of the Board of Directors shall receive compensation for the time devoted to meetings and other activities of the Board and reasonable allowances for necessary expenses of travel, lodging, and subsistence incurred in attending meetings and other activities of the Board of Directors in amounts not exceeding levels set by the Farm Credit Administration Board.

(b) Rules and records

The Board of Directors shall adopt such rules as it may deem appropriate for the transaction of its business and shall keep permanent and accurate records and minutes of its acts and proceedings.

(c) Quorum required

No business may be conducted at a meeting of the Board of Directors unless a quorum of the members of the Board is present, and a vote to approve an action requires a majority vote of the members voting.

(d) Chief executive officer

A chief executive officer of the Financial Assistance Corporation shall be selected by the Board of Directors and shall serve at the pleasure of the Board.

(Pub. L. 92-181, title VI, § 6.22, as added Pub. L. 100-233, title II, § 201, Jan. 6, 1988, 101 Stat. 1595; amended Pub. L. 100-399, title II, § 201(o), Aug. 17, 1988, 102 Stat. 991.)

AMENDMENTS

1988—Subsec. (a)(1). Pub. L. 100-399 substituted “part” for “chapter”.

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-399 effective as if enacted immediately after enactment of Pub. L. 100-233, which was approved Jan. 6, 1988, see section 1001(a) of Pub. L. 100-399, set out as a note under section 2002 of this title.

§ 2278b-3. Stock

The Financial Assistance Corporation shall issue stock with a par value of \$5 to System institutions, as provided for in this part, and such stock shall not be transferable, except in the event of a restructuring or liquidation to a successor System institution.

(Pub. L. 92-181, title VI, § 6.23, as added Pub. L. 100-233, title II, § 201, Jan. 6, 1988, 101 Stat. 1595;