REFERENCES IN TEXT

The Smith-Hughes Vocational Education Act, referred to in subsec. (c)(3), is act Feb. 23, 1917, ch. 114, 39 Stat. 929, as amended, which was classified to sections 11 to 15 and 16 to 28 of Title 20, Education, prior to repeal by Pub. L. 105–33, title VI, § 6201, Aug. 5, 1997, 111 Stat. 653. For complete classification of this Act to the Code, see Short Title note set out under section 11 of Title 20 and Tables.

§ 70906. Powers

The corporation may—

(1) adopt and amend bylaws and regulations for the management of its property and the regulation of its affairs, including the establishment and maintenance of local chapters and State associations of chapters;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) choose officers, managers, agents, and employees as the activities of the corporation require;

(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) use corporate funds to give prizes, awards, loans, and grants to deserving students and young farmers to carry out the purposes of the corporation;

(9) publish a magazine and other publications;

(10) procure for and distribute to State associations, local chapters, and members all official Future Farmers of America supplies and equipment;

(11) sue and be sued; and

(12) do any other act necessary and proper to carry out the purposes of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1357.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70906	36:274. 36:289.	Aug. 30, 1950, ch. 823, §§ 4, 19, 64 Stat. 564, 567.

In this section, the text of 36:289 is omitted as executed and obsolete.

In clause (1), the word ''amend'' is substituted for ''alter'' for consistency in the revised title. The words ''not inconsistent with the laws of the United States or any State in which such corporation is to operate'' are omitted as unnecessary.

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 ''to take and hold by lease, gift, purchase, grant, devise, or bequest any property, real or personal, necessary for attaining the objects and accomplishing the purposes of the corporation'' and ''to transfer and convey real or personal property'' for consistency in the revised title and to eliminate unnecessary words. The words ''subject 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 ''for the purposes of the corporation'' are omitted as unnecessary. The words ''issue instruments of indebtedness, and secure its obligations by granting security interests in its property'' are substituted for ''issue bonds therefor, and secure the same by mortgage'' for consistency in the revised title. The words ''subject to all applicable provisions of Federal or State law'' are omitted as unnecessary.

In clause (8), the words ''to carry out the purposes of the corporation'' are substituted for ''for the purposes set forth in section 273 of this title'' for consistency in the revised title.

In clause (11), the words ''complain, and defend in any court of competent jurisdiction'' are omitted as unnecessary.

In clause (12), the words ''any other act'' are substituted for ''any and all acts and things'' for consistency in the revised title and to eliminate unnecessary words. The word ''objects'' is omitted as included in ''purposes''.

§ 70907. Exclusive right to name, seals, emblems, and badges

The corporation and its authorized chapters and associations of chapters have the exclusive right to use the name ''Future Farmers of America'' and the initials FFA as representing an agricultural membership organization and seals, emblems, and badges the corporation adopts.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1358.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70907	36:286.	Aug. 30, 1950, ch. 823, § 16, 64 Stat. 566.

The words ''duly'', ''sole'', and ''lawfully'' are omitted as unnecessary.

§ 70908. 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, officer, or member as such may not contribute to, support, or assist a political party or candidate for elective public office.

(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, except on dissolution or final liquidation of the corporation.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors 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.

(e) PRIZES, AWARDS, GRANTS, OR LOANS TO STUDENT OFFICERS AND MEMBERS MEETING CRITERIA.—This section does not preclude prizes, awards, grants, or loans to student officers and members meeting the criteria established by the board of directors for selecting recipients of those benefits.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1358.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70908(a)	36:282.	Aug. 30, 1950, ch. 823, §§9, 10, 12, 64 Stat. 566.
70908(b)	36:280.	
70908(c)	36:279(a).	
70908(d)	36:279(b).	
70908(e)	36:279(c).	

In subsection (a), the words ''any shares or'' and ''its objects and purposes being solely educational'' are omitted as unnecessary and for consistency in the revised title.

In subsection (c), the words ''inure to the benefit of'' are substituted for ''inure to'' for consistency in the revised title. The words ''as provided in section 285 of this title'' are omitted as unnecessary.

§ 70909. Availability of personnel, services, and facilities of Department of Education

On request of the board of directors of the corporation, the Secretary of Education may make personnel, services, and facilities of the Department of Education available to administer or assist in the administration of the activities of the corporation. Personnel of the Department may not receive compensation from the corporation for their services, except that travel and other legitimate expenses as defined by the Secretary and approved by the board may be paid. The Secretary also may cooperate with the State boards for vocational education to assist in the promotion of the activities of the corporation.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1358.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70909	36:288.	Aug. 30, 1950, ch. 823, §18, 64 Stat. 567.

The words ''Secretary of Education'' and ''Secretary'' are substituted for ''United States Commissioner of Education'', ''Commissioner of Education'', and ''Commissioner'', and the words ''Department of Education'' are substituted for ''Office of Education'', in section 18 of the Act of August 30, 1950 (ch. 823, 64 Stat. 567), because of 20:3441 and 3507. The words ''with the approval of the Federal Security Administrator'' and ''with the approval of the Administrator'' are omitted because the functions of the Federal Security Administrator were transferred to the Secretary of Health, Education, and Welfare by section 5 of Reorganization Plan No. 1 of 1953 (5 App. U.S.C.), and were subsequently transferred to the Secretary of Education by 20:3441. See also 20:3507. Substitution of a reference to the ''Secretary of Education'' would result in a requirement of the Secretary's own approval. The word ''activities'' (the first time it appears) is substituted for ''business and activities'' for consistency in the revised title.

§ 70910. Headquarters and principal office

The headquarters and principal office of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1359.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70910	36:275 (1st sentence).	Aug. 30, 1950, ch. 823, §5 (1st sentence), 64 Stat. 565.

The word ''office'' is substituted for ''offices'' for consistency in the revised title. The word ''various'' is omitted as unnecessary.

§ 70911. 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) a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation at any reasonable time.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1359.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70911	36:283.	Aug. 30, 1950, ch. 823, §13, 64 Stat. 566.

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

§ 70912. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Designation of the agent shall be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(b) STATES, TERRITORIES, AND POSSESSIONS.—As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the Secretary of State or other designated official of each State, territory, or possession of the United States in which a subordinate association or chapter is organized, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

(Pub. L. 105–225, Aug. 12, 1998, 112 Stat. 1359; Pub. L. 109–284, §5(7), Sept. 27, 2006, 120 Stat. 1212.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
70912(a)	36:275 (2d, last sentences).	Aug. 30, 1950, ch. 823, §§5 (2d, last sentences), 17, 64 Stat. 565, 567.
70912(b)	36:287.	

In subsection (a), the word ''have'' is substituted for ''maintain'' for consistency in the revised title. The words ''at all times'', ''authorized'', and ''deemed sufficient'' are omitted as unnecessary.