UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency Washington, DC 20250 **Notice FSFL-113**

For: State and County Offices

FSFL Checklists, Required Letters, and Other Policy

Approved by: Deputy Administrator, Farm Programs

[] Michael Holiub

1 Overview

A Background

The FSFL processing checklists, CCC-195 and CCC-195A or CCC-195B, are **required** to be completed for all FSFL's. A CCC-195 Servicing checklist **must** be initiated 45 calendar days **before** the FSFL annual installment due date. Currently, FSFL's are processed using DLS. Automated instructions for processing FSFL's in DLS are provided in 2-FSFL. The **required** FSFL checklists have been revised to provide correct policy and automation references.

In the near future, **all** FSFL letters will be available in a fillable format and will be located on the FFAS Employee Forms/Publications Online Website. Until then, **only five** FSFL letters will be located on the FFAS Employee Forms/Publications Online Website, according to paragraph 3 and Exhibit 2.

Note: A revision to 1-FSFL is ongoing and, until the revision is issued, policy provided in FSFL notices, 1-FSFL (Rev. 1), and 2-FSFL should continue to be followed.

B Purpose

This notice informs State and County Offices:

- that as of **December 17, 2014**, CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing have been revised (Exhibit 1), and any and all previous versions shall be discarded
- about FSFL letters currently available on the FFAS Employee Forms/Publications Online Website

Disposal Date	Distribution
June 1, 2015	State Offices; State Offices relay to County Offices

1 Overview (Continued)

B Purpose (Continued)

- to complete reminder and notification letters (Exhibit 2)
- of other policy changes.

C Contact

If there are any questions about this notice, contact either of the following.

Name	Contact Information
Toni Williams (policy)	Contact Toni Williams by either of the following:
	• e-mail to toni.williams@wdc.usda.gov
	• telephone at 202-720-2270.
Stacy Carroll (DLS automation	Contact Stacy Carroll by either of the following:
for servicing)	
	• e-mail to stacy.carroll@wdc.usda.gov
	• telephone at 202-690-8037.

2 Accessing Revised CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing

A Revised CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing

CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing have been revised to provide correct policy and automation handbook references.

All previous versions of CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing **must** be destroyed. Exhibit 1 provides an example of a revised:

- CCC-195
- CCC-195A
- CCC-195B
- CCC-195 Servicing.

Notes: To assist with the review process of FSFL's before disbursement, the provision to obtain borrower signatures on CCC-186 was removed from CCC-195A, item 10 E, and CCC-195 B, item 8 E.

CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing are **required** for all FSFL's.

2 Accessing Revised CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing (Continued)

B Accessing CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing

Revised CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing can be accessed electronically on the FFAS Employee Forms/Publications Online Website at http://intranet.fsa.usda.gov/dam/ffasforms/forms.html.

3 FSFL Approval, Adverse, Reminder and Notification, and Demand Letters

A Accessing FSFL Approval, Adverse, Reminder and Notification, and Demand Letters

Currently, 5 letters are available and may be accessed on the FFAS Employee Forms/Publications Online Website located at

http://intranet.fsa.usda.gov/dam/ffasforms/forms.html.

Important: The following FSFL approval, adverse determination, reminder and notification, and demand letters may be accessed electronically.

	ON the FFAS Employee Forms/Publications
TO access the	Online Website, search for
Approval Notification Letter	1-FSFL Subpar 128 A.
Adverse Determination Notification Letter	1-FSFL Subpar 128 B.
Reminder and Notification Letter	1-FSFL Subpar 158 C (revised).
Demand Letter	1-FSFL Subpar 158 F (revised).
Demand Letter for Installment Principal	1-FSFL Subpar 159 E.
Balances	

After the letter is displayed, County Office employees shall:

- copy and paste the entire document into a Word document
- enter the applicable information
- print on FSA letterhead with the local return address and mail to producers.

Notes: 1-FSFL will be revised to include all FSFL letters as fillable letters.

Exhibit 2 provides examples of the letters available electronically.

B Completing the Reminder and Notification Letter

The reminder and notification letter **must** be prepared 45 calendar days **before** the FSFL annual installment due date. The DLS FSFL Loan Inquiry Screen shall be used to complete the letter, according to 2-FSFL, paragraph 461. Also, the Payment Reminder Report, when made available, should be used to complete the reminder and notification letter.

3 FSFL Approval, Adverse, Reminder and Notification, and Demand Letters

B Completing the Reminder and Notification Letter (Continued)

The following information shall be used to prepare the reminder and notification letters.

IF the DLS FSFL Loan Inquiry Screen shows	
the payment	THEN use the next installment
ahead	total due or next installment amount.
behind	total due.
current	amount.

When the DLS FSFL Loan Inquiry Screen shows the payment status as:

- "ahead", and the producer wants to pay the next installment amount instead of the next installment total due, the producer will continue to be "ahead" on the annual installment payments
- "behind", and the producer pays the next installment amount, the producer will continue to be "behind" on the annual installment payments.

The FSFL Loan Inquiry Screen also provides the daily interest accrual.

Notes: The date the check is received in the County Office **must** be entered in DLS as payment date for the annual installment payment.

The annual installment payment shall be applied first to accrued interest and then to principal.

When the payment received does **not** cover the entire outstanding principal and interest due (next installment total due), the payment status will show "behind".

A 15-calendar-day grace period is **no** longer available for FSFL annual installment payments and payments are calculated from payment date to payment date in DLS.

All checks and/or payments received in the County Office **must** immediately be entered in DLS correctly by December 31, 2014, for calendar year 2014 IRS 1098 reporting.

4 Other FSFL Policy Changes

A Handling Other Grants and Loans

Financial assistance from all sources **must** be identified **before** the final disbursement, so FSA can ensure that there is no possible duplication of benefits.

County Offices shall continue to follow 1-FSFL (Rev. 1), paragraph 32 for handling other grants and loans. However, if it is determined a grant or loan was received for the same building, structure, or equipment for the same or overlapping time period, the following actions are **required**:

• enter the payment in DLS as a regular annual installment payment

Note: It is possible the payment may be more than the annual installment payment due and the producer will show "ahead" for the annual installment payment due.

- do **not** change the annual installment due date
- continue to notify the producer, using the reminder and notification letter, of the annual installment payment, 45 calendar days **before** the annual installment due date as provided in subparagraph 3 B.

B New Final Lien Search Policy

A final lien search is **required** before an FSFL can be disbursed.

State and County Offices are authorized to perform and record the final lien search within 5 workdays before the check is requested in DLS.

CCC-195 A, item 8 K and CCC-195 B, item 8 B have been amended to include this new policy.

5 Action

A State Office Action

State Offices shall ensure that all STC's, COC's, and County Offices are aware of the following:

- CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing have been revised and previous versions shall be discarded
- assist County Offices with questions about this notice
- contact PSD with any questions about this notice according to subparagraph 1 C.

B County Office Action

County Offices shall:

- use revised CCC-195, CCC-195A, CCC-195B, and CCC-195 Servicing and discard all previous versions
- continue to follow policy established in this notice, 1-FSFL, and 2-FSFL for approving and processing FSFL's
- contact the State Office for questions or concerns about procedure in this notice
- follow new policy provided in paragraph 4
- enter in DLS all checks and/or payments received in the County Office correctly by **December 31, 2014**, for calendar year 2014 IRS 1098 reporting.

A Revised CCC-195

Following is an example of the revised CCC-195.

CCC-195 (12-17-14)	U.S. Department of Agriculture Commodity Credit Corporation	1. Name o	of Applicant									
,	, ,	2. Date of	Date of Application (MM-DD-YYYY) State Office Name				3. Loan No.					
	FACILITY LOAN (FSFL) ING CHECKLIST	4. State C					5. County Office Name					
Office Staff Actions:			Applicable References (1-FSFL (Rev. 1))	YES	NO	N/A	Initials	Date				
6. While Working with Pr	oducer:		(**************************************									
Discuss key program provi application must be approv filing and search needs an	sions with applicant including provision red before construction, insurance requ d who pays fees.	that irements,	Subparagraph 51C									
Approval for Farm Storage must initial Item 12B, if app	e all items on front side of manual CCC-185 (Loan Application and I for Farm Storage and Drying Equipment Loan Program). Applicant ial Item 12B, if applicable, and answer DCIA question in Item 13.		Paragraph 51									
C. Collect application fee of \$1 application fee in NRRS.	00.00 per borrower and correctly record	rower and correctly record the										
 Enter application into DLS. and final at the same time. 	If partial disbursement is requested, e	rsement is requested, enter partial										
E. Schedule a farm visit to co	mplete FSA-850 and, if applicable FSA-	851.	Paragraphs 82, 83 & Handbook 1-EQ									
	ost breakdown, or estimates for all propo		Subparagraphs 10C, 51C & 51E									
 G. Obtain copy of site plans, i renewable biomass structu 	f available, and building plan for hay an ires.	d	Subparagraphs 10C & 20A									
	permits or zoning variances, if applicab		Subparagraph 12A & paragraph 70									
statement for current year is producer.	ice or if sales period is over, ensure wai s in remarks on CCC-185 and initialed b	У	Subparagraphs 12A & 69A, B, C, & D									
J. Obtain financial statement t FSA-2038 or similar form.	that is less than 90 days old on FSA-20 FSA-2004 is also required.	37,	Paragraph 53									
K. Obtain CCC-10 (Represent Service Agency Loans and Related Documents) if a cu	ations for Commodity Credit Corporatio Authorization to file a Financing Statem Irrent CCC-10 is not on file.	n or Farm nent and	Paragraph 58									
 Remind applicant that deliver cannot begin until after the 	very, site preparation and construction loan is approved.		Subparagraph 10D									
M. Inform applicant that any o loans) must be subtracted	ther government funding (including RD from the net loan amount.	grants and	Subparagraph 25D & paragraph 134.5									
that a financially responsib	ne applicant. If the applicant is a minor, le adult will co-sign CCC-186.	ensure	Subparagraph 12C									
7. Application Processin	-											
A. Immediately deposit applica Direct Sales XX represent	ation fee through NRRS using XXFSFLF the FY the FSFL was approved.	EES in	Paragraph 312 & Exhibit 35									
B. Prepare an 8-position or si	milar folder for each CCC-185.		Subparagraph 51F									
C. For applications lacking red	quired information, notify applicant in wr	iting.	Subparagraph 51C									
D. Order applicable credit rep	ort through Data Facts, Inc.		Paragraph 54									
E. Obtain verification of debts (Verification of Debts and A	and assets, if applicable, using FSA-20 assets).	15	Subparagraph 53F									
 F. FSA-211 or acceptable doc individual signing in a repre 	cumentation on file in county office for a esentative capacity.	ny	Paragraph 31									

A Revised CCC-195 (Continued)

Office Claff Actions.	Applicable References	YES	NO	N/A	Initiala	Dete
Office Staff Actions:	(1-FSFL (Rev. 1))	TES	LNO	IN/A	Initials	Date
8. Determine Loan Amount, Storage Need and Equipment Eligibility:						
A. Determine maximum loan amount not to exceed \$500,000. "Padding" the loan is not authorized.	Paragraph 25					
B. Review CCC-185 and verify storage need.	Paragraphs 15, 16 & 17					
C. Verify eligibility of proposed structure and equipment.	Paragraphs 19, 20, 21, & 22					
9. Applicant Eligibility:						
Verify DCIA compliance by checking applicant certification on CCC-185 and CCC or FSA Receivable records in NRRS.	Subparagraphs 12A, 51E, 52A, & paragraph 55					
B. Verify compliance with controlled substance provisions by checking the controlled substance field in the producer's eligibility record.	Subparagraph 12A Handbooks 3-PL, paragraph 32, & 1-CM, Part 30					
C. Producer of an eligible facility loan commodity.	Paragraphs 12 & 13					
D. Demonstrates the need for increased storage capacity.	Paragraphs 15,16, & 17					
 Verify proof of crop insurance and/or NAP coverage for applicable commodities. 	Subparagraphs 12A, 69A, B, & C					
 F. Verify producer does not have a crop insurance violation according to 7 CFR Part 718. 	Subparagraph 12A					
10. Lien Searches and Filing UCC's:						
A . Complete lien search for all UCC's and any judgments. If a mortgage is not needed, conduct real estate lien search to determine need for severance agreements. (Document on Form FSA-2360.)	Paragraphs 24, 56 & 57					
B. Obtain legal description of parcel facility will be placed on.	Paragraph 24, subparagraphs 10C & 51E					
C. Obtain legal description of parcel(s) of land to be offered as security, such as described on a tax bill, if applicable.	Paragraphs 24 &131					
D. File UCC financing statement according to State law before, or as soon as possible after, the equipment is delivered to the proposed location.	Paragraph 56					
E. Obtain lien waivers on CCC-190 (Farm Storage Facility Loan Program Lien Waiver), if applicable.	Subparagraphs 52A & 56B, & Exhibit 16					
14. Ability to Panay, Individual with ELD Lean approval authority abally				1		
11. Ability to Repay: Individual with FLP Loan approval authority shall:						
Review a balance sheet and cash flow plan for the current year showing that enough cash is available to make the required down payment.	Subparagraph 53D					
B. Review a balance sheet and cash flow plan showing that there are funds available to pay the first installment amount.	Subparagraph 53E					
C. Determine credit worthiness by requesting and reviewing credit reports.	Paragraph 54					
D. Prepare written recommendation to COC/STC, indicating whether applicant is creditworthy and has ability to make down payment and pay future installments.	Subparagraphs 53G & 115C					
12. Environmental and Historic Reviews:						
Visit the site before site preparation and complete FSA-850 (Environmental Evaluation Checklist).	Paragraphs 82, 83 & Handbook 1-EQ					
Complete FSA-851 (Environmental Risk Survey Form) for loans secured by real estate.	Paragraphs 82, 83 & Handbook 2-EQ					

A Revised CCC-195 (Continued)

	A					
Office Staff Actions:	Applicable References (1-FSFL (Rev. 1))	YES	NO	N/A	Initials	Date
12. Environmental and Historic Reviews: (Continued)						
C. Notify State Historic Preservation Officer according to guidelines in applicable EQ directives. Notify Fish and Wildlife Service of proposed action, if applicable.	Subparagraph 81B					
D. Verify HEL and WC compliance with copy of the most current AD-1026 (Highly Erodible Land Conservation (HELC) and Wetland Conservation (WC) Certification).	Subparagraphs 12A & 51C					
E. Verify compliance with any zoning ordinances or building permits.	Subparagraph 12A & paragraph 70					
F. Conduct further reviews as required, such as Class II Environmental Assessments.	Paragraphs 81, 82 & 83 & Handbooks 1-EQ & 2-EQ					
G. Review applicable flood maps and prepare FSA-850. Notify applicant if flood insurance will be required.	Subparagraphs 12A & 69G					
13. Collateral Security:						
A. Determine if applicant has other outstanding FSFL's. If the total outstanding loan balance with this loan exceeds \$100,000, additional security is required.	Subparagraph 24C					
B. Determine need for severance agreements and/or subordinations.	Paragraph 130					
Determine if collateral has resale value. If no resale collateral value, additional security may be required.	Subparagraphs 24C, 24N & 115A					
Prepare a recommendation to COC/STC for collateral security requirements and present prior to approval.	Subparagraphs 24C & 115A					
E. Determine if a CCC-195A or CCC-195B is required for closing the FSFL.	Paragraph 52					
Loan Approval: A. Refer application to appropriate approval official.	Subparagraph 2F					
B. Date of Executive Meeting Minutes (date:)	Subparagraph 115B					
Applicant meets all eligibility requirements, including creditworthiness and ability to repay.	Paragraphs 53 & 55 & subparagraph 115A					
D. Proposed facility or renovation is eligible and needed.						
E. Yields and acreage used to calculate storage need are reasonable.	Subparagraph 115A					
F. Environmental conditions of the site do not place CCC at risk.						
G. District Director review of loan and concurrence of approval before COC approval, if aggregate outstanding loan balance is between \$100,000.01 and \$250,000.	Subparagraphs 2F & 115B					
H. Type of collateral security required. Enter on CCC-185, Item 17.	Subparagraphs 115A & 116A					
Approved or denied by signature on reverse of CCC-185. If denied, enter zero in Item 14B.	Subparagraphs 115B,116A & B					
J. Enter conditions of approval, such as all peril insurance or flood insurance, in CCC-185 remarks section.	Subparagraphs 115A & 116A					
K. If the application is one of first 3 received each FY or because of STC policy, refer application to STC or designee to review before disbursement.	Subparagraph 52I					

A Revised CCC-195 (Continued)

Office Staff Actions:	Applicable References (1-FSFL (Rev. 1))	YES	NO	N/A	Initials	Date
15. Approval Processing by Office Staff:						
Record disposition and if approved, request funding in DLS.	2-FSFL paragraphs 301 and 350					
B. Once DLS shows the FSFL as obligated, issue approval letter. Enter date approval letter is issued, on CCC-185, Item 14E. Distribute CCC-185, according to subparagraph 116C.	Subparagraphs 116B, 128A					
C. Remind applicant that all peril structural insurance, listing CCC as loss payee, and possibly, flood insurance, on the structure and equipment will be required.	Paragraph 69					
Remind applicant that if real estate is required to secure the loan, title insurance or a title opinion will be required. This may result in attorney fees that must be paid by the applicant for title clearance and loan closing.	Subparagraph 127B & paragraph 129					
E. Notify applicant that loans cannot be disbursed until construction is complete, final net cost is determined, and the facility is inspected.	Subparagraphs 127A & B, paragraphs 28, 133 & 134					
One partial disbursement not to exceed 50% of loan obligation is allowed.	Paragraph 28					
F. Discuss filing and recording fees and who pays each fee.	Subparagraph 24l					
G. If applicable, issue disapproval letter.	Subparagraphs 115B & 128B					
Monitor approval expiration date. Obtain and act on requests for extension of approval by STO, if applicable. FSFL must not be disbursed with an expired approval date. County offices must notify the borrower 14 workdays before the expiration date that they may request an extension in writing.	Paragraphs 26 and 135					
File UCC financing statement on collateral if not already filed.	Paragraph 56					
J. Request Severance Agreements on CCC-297 (Severance Agreement), or Subordination Agreements on CCC-194 [Farm Storage Facility Loan Subordination Agreement (Lien on Real Property)] or other form provided, if necessary.	Paragraph 130 & subparagraph 131E, Exhibits 10 & 18					
Obtain release of liability on CCC-191 (FSFL Program Release of Liability) from all Contractors/suppliers submitting bills.	Subparagraph 133E & F					
 Obtain proof of all peril structural insurance (CCC as loss payee), crop insurance, and current real estate tax. 	Paragraph 69, subparagraphs 127A & B					
M. Verify UCC's, severance agreements, and subordinations have been filed and recorded.	Subparagraphs 127A & 131E, & paragraph 130					
If applicable, obtain equipment lien waivers, on CCC-190, before loan is disbursed.	Subparagraph 56B & Exhibit 16					
O. Has form SF-LLL been obtained for FSFL disbursement, if applicable.	Paragraph 33					
Certification:	100.5			000		
16A. Signature of Preparer(s)	16B. L	ate (MM	-DD-YY	· Y Y)		
17A. I concur/do not concur the above items have been verified and up 17B. STC Designee or CED Signature (Required for all Loans)	pdated. 0	Concur YYYY)		Do Not	Concur	
18. Remarks						
19. Important: STC or STC designee shall review the first 3 FSFL's received and The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers, employees, and applicants is reprisal, and where applicable, political beliefs, martial status, familial or parental status, sexual orientation, or all or parentiplement or in any program or activity conducted or funded by the Department. (Not all prohibited bases will apply its compliant, write to the address believe or if you require alternative means of communication for program information (TDD). Individuals who are deaf, hard of hearing, or have speech disabilities and wish to file either an EEO or program (Spanish).	or employment on the basis of race, c t of an individual's income is derived t to all programs and/or employment ac to Braille, large print, audiotape, etc.)	olor, national rom any publ ivities.) Pers olease contac	origin, age lic assistant sons with di	, disability, se program, sabilities, w TARGET Co	sex, gender identi or protected gene ho wish to file a p enter at (202) 720	-2600 (voice ar
If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Compl or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the Office of Adjuictation, 1400 Independence Avenue, S.W., Washington, D.C. 2025-9441, by fax (202) 690-7442 or	aint Form, found online at http://www form. Send your completed complain	r.ascr.usda.	gov/compl er by mail to	aint_filing_ o U.S. Depa	cust.html, or at a	any USDA offici ure, Director,

B Revised CCC-195A

Following is an example of the revised CCC-195A.

his form is available electrical form is avai	U.S. Department of Agriculture	1. Name of Applicant								
(12-17-14)	Commodity Credit Corporation	2. Date of	f Application (MM-DD-Y	YYY)	3. Lo	an No.				
	GE FACILITY LOAN (FSFL)	4. State C	Office Name		5. Co	unty O	ffice Name			
SECUR	ITY CHECKLIST	6 Date o	f Loan Approval		7 An	nroval	Expiration	Date		
		l	D-YYYY)		7. Approval Expiration Date (MM-DD-YYYY)					
Office Staff Actions:			Applicable References (1-FSFL (Rev. 1))	YES	NO	N/A	Initials	Date		
8. Closing Loans Sec	ured by Real Estate:									
A. Provide borrower with letter to select title company and legal service		ces.	Subparagraph 129A							
B. Obtain completed CCC-296 (Farm Storage Facility Loan Program Certification of Attorney) from attorney.			Subparagraphs 129B & C							
C. Obtain completed CCC-299 (Title Opinion - Farm Storage Facility Los Program) from attorney.		_oan	Subparagraphs 129D & E							
D. Review Title Opinion and update security requirements, if needed.			Subparagraphs 129E & F							
E. Issue closing notification	on to borrower.		Subparagraph 129G							
F. Determine if disbursem borrower and contracto	nent will be made to borrower only or if checkers are required.	s to	Subparagraph 127B & 2-FSFL Part 6							
G. Send transmittal of title	information.		Subparagraph 129F							
H. Prepare Real Estate M of Trust on CCC-193D	ortgage for FSFL Program on CCC-193 or F	SFL Deed	Paragraph 131							
Issue closing instruction to closing agent on day	on letter with applicable documents and CCC y loan will be disbursed/closed.	checks	Subparagraph 129G							
J. Receive and review loa	an closing statement from closing agent.		Subparagraph 129H							
	it perform the final lien search within 5 work is requested in DLS and initial and date act 5, Item 10.		FSFL-113							
9. Pre-Disbursement	Document Review:		•							
A. Partial or Fir	nal 🗌		Paragraphs 28 and 134.5							
Obtain completed CC0 Certification) from bor	C-197 (Final Farm Storage Facility Loan Pro rower(s).	gram Cost	Paragraph 134.5							
C. Complete the FSFL di disbursement.	sbursement calculator for a partial and/or fin	al	Subparagraph 28D							
D. Second party review of	f FSFL disbursement calculator.		Subparagraph 28G							
	ursement (if applicable):		_							
	quests partial disbursement.		Subparagraph 28B							
	amount of construction completed. Docume gram Final Inspection of Facility before Loan		Paragraph 134							
	pplied acceptable documentation for that po ompleted.	ortion (up to	Subparagraph 28B							
,	•		1	I	1	I				

B Revised CCC-195A (Continued)

Office Staff Actions:	Applicabl Reference (1-FSFL (Rev	es	YES	NO	N/A	Initials	Date
10. Partial Loan Disbursement (if applicable): (Continued)	(, , o, z (, , o,	,,					
 Determine if Disbursement will be made to borrower only or if Treasury checks are required for joint disbursement. 	2-FSFL Pai FSFL-109						
If payment to borrower only, prepare CCC-186 and request payment on day of closing. Verify correct interest rate is provided in Item 3.							
If Treasury check(s) required for other payees:							
 Request checks When check(s) received, schedule closing within 21 days after 							
 payment request Prepare CCC-186 and verify correct interest rate is provided in 							
E. FSA-211 or acceptable documentation on file in county office for any							
individual signing in a representative capacity.	Subparagraph Paragraph						
Note: Verify if a minor is signing CCC-186.	r aragraph or						
Final Disbursement: Obtain evidence of final net cost and compute final loan amount. Be sure:							
15% minimum down payment amount has been paid to suppliers							
evidence of cost is date stamped by County Office	Paragraphs 27, 28 & 133						
 seller has signed evidence of cost copy of original documents are retained in the loan folder 	27, 28 & 13	33					
(original evidence returned to borrower)							
B. Inspect the complete facility and document results on CCC-295A (FSFL Program Final Inspection of Facility Before Loan Disbursement).	Paragraph :	134					
C. If disbursement to borrower only, on the day of closing, prepare CCC-186 and request check. Verify interest rate is correct.	Subparagraph 2-FSFL Pai	127B & rt 6					
Note: Second party review of CCC-186 is required.	FSFL-109	9					
If Treasury check(s) required for disbursement (suppliers have not been paid):							
request check(s) when about (s) required sphedule closing within 31 days of powers.	2-FSFL Paragraph 4	100					
 when check(s) received, schedule closing within 21 days of payment request 	, aragrapii	700					
 prepare CCC-186, verify interest rate correct, and complete loan closing. 							
E. Adjust funding obligation (if needed).	2-FSFL Par	rt 5					
Certification:	'						
12A. Signature of Preparer(s)		12B. D	ate (MI	И-DD-Y	YYY)		
					1		
13A. I concur/do not concur the above items have been verified and united that the state of t	13C. Date (/		Oncur YYYY)		ם או סם ד	t Concur	
14. Remarks							
15. Important: STC or STC designee shall review the first 3 FSFL's received an							
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with to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, for quest the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint shington, D.C. 2050-9410, by fax (202) 600-7424 or small or program/intake@usda.gov. USDA is an equal opportunity provide	ind online at http://www.asc	r.usda.gov/c	omplaint_fi	ling_cust.h	tml, or at any	USDA office, or ca	II (866) 632-9992 to

C Revised CCC-195B

Following is an example of the revised CCC-195B.

CCC-195B (12-17-14)	U.S. Department of Agriculture Commodity Credit Corporation	1. Name									
	•	2. Date of Application (MM-DD-YYYY)				3. Loan No.					
FARM STORAGE FACILITY LOAN (FSFL) NO SECURITY CHECKLIST		4. State C	Office Name		5. County Office Name						
		6. Date of Loan Approval (MM-DD-YYYY)			7. Approval Expiration Date (MM-DD-YYYY)						
Office Staff Actions:			Applicable References (1-FSFL (Rev. 1))	YES	NO	N/A	Initials	Date			
8. Closing Loans No	t Secured by Real Estate:		, , , , , , , , , , , , , , , , , , , ,								
Determine if disbursement will be made to borrower only or if check borrower and contractors are required.			Subparagraph 127A & 2-FSFL Part 6								
B. The County Office must perform the final lien search within 5 works before the FSFL check is requested in DLS and initial and date act completed on CCC-195, Item 10.			FSFL-113								
C. Obtain signature of CCC representative with authority to sign.			Subparagraph 146A								
D. FSA-211 or acceptable documentation on file in county office for ar individual signing in a representative capacity.		ny	Paragraph 31								
9 Pra-Dishursaman	t Document Review										
Pre-Disbursement Document Review: A. Partial			Paragraphs 28 and 134.5								
B. Obtain completed CC Certification) from bo	CC-197 (Final Farm Storage Facility Loan Pro	gram Cost	Paragraph 134.5								
C. Complete the FSFL disbursement.	lisbursement calculator for a partial and/or fin	al	Subparagraph 28D								
D. Second party review	of FSFL disbursement calculator.		Subparagraph 28G								
10. Partial Loan Disl	bursement (if applicable):		I								
A. Approved applicant re	quests partial disbursement.		Subparagraph 28B								
	amount of construction completed. Documer gram Final Inspection of Facility before Loan	nt on	Paragraph 134								
C. Approved applicant s 50%) of construction (upplied acceptable documentation for that po completed.	ortion (up to	Subparagraph 28B								
checks are required f	ement will be made to borrower only or if Trea for joint disbursement.	•									
	er only, print CCC-186 and request payment of interest rate is provided in Item 3.	on day of	2-FSFL Part 6								
 Request ch 	required for other payees: necks ck(s) received, schedule closing within 21 day	vs after									
payment re											
authority to sign.	atures. Obtain signature of CCC representat	ive with	Subparagraph 2F, 12C & Paragraph 31								
	or is signing CCC-186.		, aragraph or								
	le documentation on file in county office for a representative capacity.	ny	Paragraph 31								

C Revised CCC-195B (Continued)

Office Staff Actions:	Applicat Reference (1-FSFL (Re	es	YES	NO	N/A	Initials	Date
11. Final Disbursement:							
A. Obtain evidence of final net cost and compute final loan amount. Be sure:							
• 15% minimum down payment amount has been paid to suppliers							
 evidence of cost is date stamped by County Office 	Paragrap						
• seller has signed evidence of cost	27, 28 & 1	133					
 copy of original documents are retained in the loan folder (original evidence returned to borrower) 							
Inspect the complete facility and document results on CCC-295A (FSFL Program Final Inspection of Facility Before Loan Disbursement).	Paragraph	134					
 If disbursement to borrower only, on the day of closing, prepare CCC-186 and request check. Verify interest rate is correct. 	Subparagraph 127A & 2-FSFL Part 6						
Note: Second party review of CCC-186 is required.	FSFL-10	09					
If Treasury check(s) required for disbursement (suppliers have not been paid):							
• request check(s)	Subparagraph	127A &					
 when check(s) received, schedule closing within 21 days of payment request 	2-FSFL Pa	art 6					
 prepare CCC-186, verify interest rate is correct, and complete loan closing. 							
E. Adjust funding obligation (if needed).	2-FSFL Pa	art 5					
0.45.45							
Certification:							
12A. Signature of Preparer(s)		12B. C	ate (MA	Л-DD-Y	YYY)		
13A. I concur/do not concur the above items have been verified and t	updated.	Пс	oncur		Do No	t Concur	
13B. STC Designee or CED Signature (Required for all Loans)	13C. Date (MM-DD-	YYYY)		_		
14. Remarks							
15. Important: STC or STC designee shall review the first 3 FSFL's received a	nd before disburse	ed each F	Y begin	ning on	Octobe	r 1.	
The U.S. Department of Agriculture (USDA) prohibits discrimination against its co	ustomers, employe	es, and a	applican	ts for e	mployme	ent on the b	
color, national origin, age, disability, sex, gender identity, religion, reprisal, and w					ic inioni	ialion in em	
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color, national origin, age, disability, sex, gender identity, religion, reprisal, and w sexual orientation, or all or part of an individual's income is derived from any pub in any program or activity conducted or funded by the Department. (Not all prohil Persons with disabilities, who wish to file a program complaint, write to the addre	bited bases will ap	pply to all require a	progran Iternativ	ns and/e e mean	or emplo	nmunication	for program
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D Revised CCC-195 Servicing

Following is an example of the revised CCC-195 Servicing.

CCC-195 Servicing (12-17-14)	U.S. Department of Agriculture Commodity Credit Corporation	1. Nam 2. Loan	e of Producer					
			255 11 214					
FARM STORAGE FACILITY LOAN (FSFL) SERVICING CHECKLIST Office Staff Actions:		State Office Name (Where facility or equipment is located)			4. County Office Name			
		7 10 12			FSFL Annual Term Year		5C. Installment Due Date (MM DD YYYY) Initials Date	
				YES				
6. Collecting Installments			(1-FSFL (Rev. 1))	163	NO	IN/A	muais	Date
	otification letter 45 calendar days before	the						
A. Initiated a reminder and notification letter, 45 calendar days before FSFL annual installment due date. Note: The final installment payment shall have the statement attact from subparagraph 158 C to the reminder and notification letter.			Subparagraph 158C					
B. Was the FSFL annual inst	allment payment received timely and en	tered in						
DLS? If the answer is "YES", continue to Item 8. If the answer is "NO", co		omplete	2-FSFL Paragraph 462					
the remainder of Item 6 ar C. Prepared and mailed a firs	id item 7. It demand letter on the day after the due	date.	Subparagraph 158D					
•	Debt" flag in the producer's customer p		Subparagraphs 158 D and I					
Prepared and mailed a second demand letter 30 calendar days after first demand letter.		er the	Subparagraph 158D					
If the answer is "YES", also answer Item 12D.								
F. Prepared and mailed a third demand letter 30 calendar days after the second demand letter.			Subparagraph 158D					
G. Prepared collection action against a debtor's pro rata share of paymen due any entity that the producer participates in, either directly or indirectly.			Subparagraph 158D					
 H. Prepared foreclosure actions after all efforts to collect the installment been exhausted. 			Subparagraph 158D					
 120 calendar days after the to the National Office PSD 	e installment due date, refer the produce	er	Subparagraph 158D					
7. Later Payment of an Insta								
calendar days before or a	written request for COC consideration wi fter the installment due date and a curre ting that the installment can be paid with e date?	nt cash	Subparagraph 158E					
only for each install	nstallment due date may be requested 1 ment during the FSFL term.							
 Prepared and mailed to the producer the COC decision regarding the lapayment of an installment. 			Subparagraph 158E					
C. Resumed collection activity according to actions listed at 6C through 6 the installment is not paid by the COC determined date.		gh 6I, if	Subparagraph 158E					
8. Releasing Security, if app	licable:							
A. FSFL is "paid in full." Initiate the release of security documents, as required by State law.		S	Subparagraph 161A					
B. Require the producer to pay all security release fees.			Subparagraph 161A					
C. Mark the original CCC-186 "paid" and forward to the producer 30 cales days after the date of the final payment.			Subparagraph 161A					
identity, religion, reprisal, and where ap,	DA) prohibits discrimination against its customers, en oliopide, political beliefe, marital statue, familial or par no in employment or in any program or activity conduc o wish to file a program complaint, write to the addres TARGET Center at (202) '270-2800 (voice and TDD) h the Federal Relay Service at (800) 877-8339 or (80	ental status, s sted or funder	sexual orientation, or all or part of an in	ndividual's ed hases v	income is	derived fr	om any public s	esistance Novment
If you wish to file a Civil Rights program	complaint of discrimination, complete the USDA Prog 192 to request the form. You may also write a letter of ce of Adjudication, 1400 Independence Avenue, S.W.	aram Discrimi	nation Complaint Form found online	at http://w	ww ascri	usda gov/	complaint filin	a cust html or

D Revised CCC-195 Servicing (Continued)

Office Staff Actions:	Applicable F		YES	NO	N/A	Initials	Date
9. Real Estate Taxes:	(1-1-01-2)	100. 1//					
A. Producer provided proof of payment of real estate taxes, applicable to the collateral securing the FSFL and real estate taxes are current.	Subparagraph 162A						
If the answer is "NO", complete Item 9B.							
If the FSFL is not secured with real estate, mark N/A.							
B. Pay any unpaid taxes with respect to the collateral securing FSFL if appears CCC's security interest is in jeopardy.	Subparagraph 162E						
10. Annual Insurance Coverage Requirement:							
Multi-Peril Crop Insurance - Producer provided proof of multi-peril crop insurance, if applicable, for commodities stored in the structure.	Subparagraph 69A						
All-Peril Structural Insurance - Producer provided proof of all-peril structural insurance, if applicable, for collateral securing the FSFL. CCC is listed as loss payee.	Subparagraph 69F						
C. Flood Insurance - Producer provided proof of flood insurance, if applicable, for collateral securing the FSFL. CCC is listed as loss payee.	Subparagraph 69G						
11. Financing Statements:							·
A. UCC-1 is current. If the answer is "NO" continue to Item 11 B.	Cut	onh ECD					
B. UCC-3 Continuation is filed.	Subparagraph 56B						
12. Collateral Inspection:	1			1	-	ı	1
A. Is a collateral inspection required for the applicable FSFL term?							
If the answer is "YES", complete the remainder of Item 12. If the answer is "NO", no further action is required for Item 12.							
B. Was there legal access to the facility site?	Subparagra						
C. Was there proper facility maintenance?	- Paragraph 167						
D. Was this a collateral inspection needed because of a late FSFL annual installment repayment?							
If asphalt flooring is installed, a collateral check is required at least once every other year.							
Is an asphalt flooring check required for this year?	Subparagr	aph 34C					
If "YES", record remarks regarding the check in Item 16.							
13. Certification:							
A. Signature of Preparer(s)		E	B. Date (A	1M-DD-	YYYY)		
14A. I concur/do not concur the above items have been verified or u				Cor			Not Concur
14B. CED, CED Designee Representative or DD Signature (Required for all Loa	ins)	1	4C. Date	(MM-D	D-YYYY	7)	
15. State Office or Designee Review:							
Question	YES	NO	Re	marks	or findi	ng, if app	licable
15A. Did the County Office start preparation of the CCC-195 Servicing on the dithe reminder and notification letter was mailed to the FSFL producer?							
15B. Did the respective employee check, initial, and date the appropriate box fo each item as it was performed?	"						
15C. According to your review of CCC-195 Servicing and the actions taken, was the FSFL properly serviced?	s						
15D. Do you have other concerns regarding this FSFL?							
15E. I, the undersigned, certify the above items have been verified on 15F. State Office or Designee Signature	r updated acc		5G. Date		Concur D-YYY		Do Not Concu

D Revised CCC-195 Servicing (Continued)

16. Remarks	Page 3 of 3
17. Important:	
The State Office or designee shall select the following per County Office for review each FY,	beginning October 1:
 three CCC-195 Servicing, if 10 or less CCC-195 Servicing have been completed 	
 three CCC-195 Servicing, if 10 or less CCC-195 Servicing have been completed five CCC-195 Servicing, if 11 through 1,000 CCC-195 Servicing have been completed 	

Example Letters

A Approval Notification Letter

Following is an example Approval Notification Letter.

	1-FSFL Subpar 128
(Use Ager	cy Letterhead format with local return address.)
	APPROVAL NOTIFICATION LETTER
(Date of L	etter)
	Name) Address Line 1) Address Line 2)
Dear (Bor	ower Name),
amount of	advised that the Commodity Credit Corporation has approved your request for a Farm Storage Facility Loan in the \$\ The loan will be repaid in equal installments over a period of years and will unual interest rate of% for the entire term. Your loan has also been funded.
The loan v	vas approved based upon the conditions provided on the FSFL Application, CCC-185.
construction	oval will expire(6 months after the date of approval). If you need additional time to complete on, you must submit a request for an extension, in writing, providing evidence that the lack of completion is for yo
As soon as	possible, you must:
tl • P	omplete construction and notify this office when the facility is ready for inspection. The system, or components of the system, need to be inspected before use. The system, need to be inspected before use. The system, or components of the system, or components of the downpayment to this office. The system, or components of the system of the system of the downpayment to this office. The system, or components of the system of the
We will:	
• P	ompute the final net cost of the facility and request an increase in funding, if needed. repare loan documents and, if applicable, have mortgage documents prepared. otify you of a loan closing date.
disbursem	isbursement may be requested at the time of application. You are responsible for contacting this office to request ent only after a portion of your structure has been completed. The partial disbursement can be for up to 50 percent anticipated loan amount and commensurate with the amount of construction completed.
	p us informed of any changes that can affect your loan approval. If you should decide not to proceed with this e inform our office, in writing, of your decision so obligated funds can be returned.
Sincerely,	
County Ex	ecutive Director

B Adverse Determination Notification Letter

Following is an example Adverse Determination Notification Letter.

1-FSFL Subpar 128 B

(Use Agency Letterhead format with local return address.)

ADVERSE DETERMINATION NOTIFICATION LETTER

(Date of Letter)

(Borrower Name) (Borrower Address Line 1) (Borrower Address Line 2)

Dear (Borrower Name),

Your request for a Farm Storage Facility Loan from the Commodity Credit Corporation filed on (insert date of application) has been reviewed by the County/State FSA Committee. The request was not approved. The reason we did not approve your request for a loan is:

(Insert specific reasons for not approving the loan in plain language. Add a citation of the specific CFR reference and a reference to a specific 1-FSFL paragraph. Include a copy of the applicable handbook paragraph reference.)

If you disagree with the County Committee's decision, you may request reconsideration, mediation, or an appeal. (Insert rights for reconsideration, mediation, and appeal according to 1-APP.)

The Federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter a binding contract); because all or part of the applicant's income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The Federal agency that administers compliance with this law is the Federal Trade Commission, Equal Credit Opportunity, Washington, D.C. 20580.

The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers, employees, and applicants for employment on the basis of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited bases will apply to all programs and/or employment activities.) Persons with disabilities, who wish to file a program complaint, write to the address below or if you require alternative means of communication for program information (e.g., Braille, large print, audiotape, etc.) please contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). Individuals who are deaf, hard of hearing, or have speech disabilities and wish to file either an EEO or program complaint, please contact USDA through the Federal Relay Service at (800) 877-8339 or (800) 845-6136 (in Spanish).

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov. USDA is an equal opportunity provider and employer.

Thank you for your interest in the program.

Sincerely,

County Executive Director For the (County Name) FSA County Committee

C Reminder and Notification Letter

Following is an example Reminder and Notification Letter.

1-FSFL Subpar 158 C

(Use Agency Letterhead format with local return address.)

USDA-Farm Service Agency County FSA Office Address City, State ZIP Code

REMINDER AND NOTIFICATION LETTER

(Date Letter Printed)

(Contact Borrower Name) (Contact Borrower Address 1) (Contact Borrower Address 2)

Dear (Contact Borrower Name):

Please be advised that an installment payment will be due and payable for the Farm Storage Facility Loan (FSFL) No. XXXX/XXXXX on XX-XX-20XX. The annual installment balance due is described in the following table.

Installment	Installment	Principal	Daily Interest
Due Date	Amount Due	Amount Due	Accrual
	\$	\$	\$

As of the date of this letter, the outstanding principal balance on this loan is \$XX,XXX.XX. Please send your check payable to the Commodity Credit Corporation (CCC) in time to reach the office at the following address by the due date:

Commodity Credit Corporation (Office Street Address) (City, State, and ZIP Code)

If payment is not received on or before the due date, the amount due will be recorded for offset from any FSA or CCC payment due you. Additionally, the CCC can declare the entire indebtedness immediately due and payable. If your loan is called, foreclosure proceedings can be initiated. Under foreclosure proceedings, the collateral securing the loan can be sold and the proceeds of the sale will be applied to the outstanding amount of the loan.

Feel free to give us a call if you have any questions.

CED's Name

County Executive Director

D Demand Letter

Following is an example Demand Letter.

1-FSFL Subpar 158 F

(Use Agency Letterhead format with local return address.)

DEMAND LETTER

(Date of Letter)

(Borrower Name) (Borrower Address line 1) (Borrower Address line 2)

Dear (Borrower Name),

Please be advised that according to the regulations at 7 CFR 1436.13 and the terms of CCC-186, Promissory Note and Security Agreement, an installment payment was due and payable for the Farm Storage Facility Loan Program on the date shown below. The installment has not been paid.

Please send your check payable to the Commodity Credit Corporation immediately for the new amount due (shown below) because of additional interest. Send your payment to the following address:

Commodity Credit Corporation (Insert office street address) (Insert City, State, and ZIP Code).

Loan Number	Date of Note and Security Agreement	Unpaid Installment Amount	Original Due Date	Amount Due 30 Days from Date of this Letter
		\$		\$

The amount due has been recorded for offset from any Farm Service Agency or Commodity Credit Corporation payment due you. Additionally, the Commodity Credit Corporation may declare the entire indebtedness immediately due and payable. If your loan is called, forcelosure proceedings may be initiated. Under forcelosure proceedings, the collateral securing the loan may be sold and the proceeds of the sale will be applied to the outstanding amount of the loan.

Feel free to give us a call if you have any questions. If for some reason, you cannot pay the amount due, contact our office immediately to discuss this situation.

(Insert as applicable according to 1-FSFL (Rev. 1) subparagraph 158 E.) Subject to COC approval, you may request up to 120 more calendar days after the due date to pay the installment. The request must be in writing, stating why you cannot pay the installment on time, and must be submitted with a current cash flow statement by no later than 60 calendar days after the installment due date. If approval for a later payment date is approved, CCC will continue to collect payment towards the installment due plus additional interest by administrative offset of CCC payments due you.

If you believe that you have been sent this notice in error, that the determination is in error, or that the amount due is incorrect, you have 30 calendar days from the date of this letter to request reconsideration, mediation, or an appeal. (Insert rights for reconsideration, mediation, and appeal according to 1-APP.)

You may also contact the County Office to receive a copy of the documents related to this determination.

County Executive Director For the (County Name) FSA County Committee

E Demand Letter for Installment Principal Balances

Following is an example Demand Letter for Installment Principal Balances.

1-FSFL Subpar 159 E

(Use Agency Letterhead format with local return address.)

DEMAND LETTER FOR INSTALLMENT PRINCIPAL BALANCES

(Date of Letter)

(Borrower Name) (Borrower Address line 1) (Borrower Address line 2)

Dear (Borrower Name),

Please be advised that according to the regulations at 7 CFR Part 1436.13, and the terms of CCC-186, Promissory Note and Security Agreement, your Farm Storage Facility Loan is considered delinquent because, although a partial installment payment was made, an installment principal balance exists.

Please send your check payable to the Commodity Credit Corporation immediately for amount due (shown below). Send your payment to the following address: (insert office street address), (insert City, State, and ZIP Code).

Loan Number	Date of Note and Security Agreement	Unpaid Installment Principal Amount Due		
		\$		

The amount due has been recorded for offset from any FSA or CCC payment due you. Additionally, CCC may declare the entire indebtedness immediately due and payable. If your loan is called, foreclosure proceedings may be initiated. Under foreclosure proceedings, the collateral securing the loan may be sold and the proceeds of the sale will be applied to the outstanding amount of the loan.

If, for some reason, you cannot pay the amount due, contact our office immediately to discuss this situation or if you have additional questions. If you believe that you have been sent this notice in error, that the determination is in error, or that the amount due is incorrect, you have 30 calendar days from the date of this letter to request reconsideration, mediation, or an appeal. (Insert rights for reconsideration, mediation, and appeal according to 1-APP.)

You may also contact the County Office to receive a copy of the documents related to this determination.

County Executive Director For the (County Name) FSA County Committee