



FmHA AN No. 2699 (1955)
December 2, 1992

SUBJECT: Farm Inventory Property Purchaser Selection

TO: State Directors, District Directors and
County Supervisors

PURPOSE/INTENDED OUTCOME:

The purpose of this Administrative Notice (AN) is to clarify Section 1955.107(f)(2) of FmHA Instruction 1955-C. The intended outcome is to reduce the time required before applications for the purchase of farm inventory property can be presented to the County Committee for selection. It is also intended to divide this process into two stages.

COMPARISON WITH PREVIOUS AN's:

No previous AN's have been issued on this subject.

IMPLEMENTATION RESPONSIBILITIES:

After a farm property has been advertised for sale and the date for receipt of applications to purchase has passed, the County Supervisor will review the applications for accuracy and completeness. Those applicants lacking information will be notified of what additional information is needed, in accordance with FmHA Instruction 1910-A. All applications will then be presented to the County Committee for an eligibility determination and a decision about which category each applicant will be placed in. The County Supervisor, on behalf of the County Committee, will advise all applicants, in writing, of their eligibility and the category they have been placed in, based on the information they provided to the County Committee. This notification will provide appeal rights in accordance with FmHA Instruction 1900-B, and all appeals will be concluded before proceeding to the selection process.

Prior to convening the County Committee meeting for selecting an applicant to purchase the farm inventory property by random selection, all applicants within the highest priority category will have prepared a plan of operation on Form FmHA 431-2, "Farm and Home Plan," where FmHA credit is necessary in order to demonstrate the feasibility of their proposed operation.

EXPIRATION DATE: November 30, 1993

FILING INSTRUCTIONS:
Preceding FmHA
Instruction 1955-C



Those applicants whose application is based on obtaining FmHA credit and who do not demonstrate a feasible plan will be notified of their appeal rights in accordance with FmHA Instruction 1900-B. All appeals should be concluded prior to a selection being made by the County Committee. If feasibility is demonstrated by any applicants in the highest priority category, it will not be necessary to review the applications in the remaining categories. Should no applicants in the highest priority category be able to demonstrate a feasible plan, all applications in the next highest priority category should be reviewed for feasibility. Similarly, if all applicants in each succeeding category are unable to demonstrate a feasible plan, applicants from the next category should be reviewed for feasibility, through category 4. Applicants in category 5 need not be reviewed for feasibility if they will be offering cash for the property.

If you have any questions, please contact Gary West of the Farmer Programs Loan Servicing and Property Management Division, at FTS (202) 690-4008.

ANY REVISION OR MODIFICATION TO THIS AN THAT YOU WISH TO PUBLISH AS A STATE DIRECTIVE MUST BE SUBMITTED AND APPROVED BY THE ASSISTANT ADMINISTRATOR OF FARMER PROGRAMS BEFORE IT IS RELEASED FOR IMPLEMENTATION IN YOUR STATE. THE ONLY EXCEPTION TO THIS REQUIREMENT IS WHEN THE REVISION OR MODIFICATION IS NECESSARY FOR COMPLIANCE WITH STATE LAW.


LA VERNE AUSMAN
Administrator

Sent by Time Delay Option to States at 2:00 p.m. on 12/7/92,
to Districts at 4:00 p.m. on 12/7/92, and to Counties
at 7:00 a.m. on 12/8/92 by GSS.