



June 2009

Modoc County FSA News

Farm Service Agency
Modoc County
USDA Service Center

Modoc County FSA
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Alturas, CA 96101
530-233-4391 (phone)
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www.fsa.usda.gov

Hours
Monday - Friday
8:00 a.m. - 4:30 p.m.

County Committee
Kathy Ackley
Ron Schluter
Darrell DePaul

Staff
Marlene Hamilton,
Program Technician

Katherine Lewis,
Farm Loan Officer (Yreka)

Christopher Lauppe,
Director

More information?
For further details and to discuss your own operation's eligibility for any program, contact your nearest FSA local office.

For a list of local offices, visit
www.fsa.usda.gov/ca

A FSA Staff member will be at the Tulelake NRCS office on Tuesdays from 10:00 to 2:30. Please call to make an appointment so we know to bring your file....

County Committee Elections "FSA Counts on You"

Since COC elections happen only once a year, here is an election refresher. For election purposes, counties are divided into *local administrative areas*, or LAAs. Each LAA selects one producer to serve a three-year term on the Farm Service Agency county committee.

Each year, an election is held in an LAA to replace the committee member whose three-year term is expiring. In counties with three LAAs, one seat is up for election. In combined counties in some years, two seats may be up for election.

This year the election will be held in Modoc County for LAA 1, which covers the Tulelake area. The current representatives are Kathy Ackley, Committee Chairperson and David Krizo, Alternate.

Nominations

Candidate nominations for the FSA county committee election will be accepted June 15 through Aug. 3, 2009.

Producers who are residents in the LAA holding the election and who participate or cooperate in an FSA program and are of legal voting age may be nominated to serve on the county committee.

Individuals may nominate themselves or others as candidates. Also, organizations representing socially disadvantaged minorities and women farmers or ranchers may also nominate candidates.

The nomination form, FSA-669A, is available at the county office or may be downloaded from
<http://www.fsa.usda.gov/FSA/webapp?area=newsroom&subject=landing&topic=cce>.

To be valid, the nomination form must be signed by the person being nominated, indicating agreement to serve if elected. The completed nomination form must be returned to the county office by the close of business on Aug. 3, or postmarked by midnight Aug. 3, 2009.

Voting

Ballots will be mailed to eligible voters beginning Nov. 6, and must be returned to the county office by the close of business on Dec. 7, or postmarked by midnight Dec. 7, 2009.

No one can be denied the right to vote because of race, color, national origin, sex, religion, age, disability, political beliefs, sexual orientation or marital or family status.

Candidate Eligibility

To hold office as a county committee member, a person must meet the basic eligibility criteria:

- Participate or cooperate in a program administered by FSA
- Be eligible to vote in a county committee election
- Reside in the LAA in which the person is a candidate
- Not have been:
 - Removed or disqualified from the office of county committee member, alternate or employee
 - Removed for cause from any public office or have been convicted of fraud, larceny, embezzlement or any felony
 - Dishonorably discharged from any branch of the armed services.

For additional clarification about county committee elections, contact your local county office staff.

DCP & ACRE Signup Deadline

Signup for the 2009 Direct and Counter-cyclical Payment (DCP) Program has been extended until August 14, 2009. **FSA will not accept any late-filed applications.** Signup in the ACRE option is also available through August 14, 2009.

FSA computes DCP Program payments using base acres and payment yields established for each farm. Eligible producers receive direct payments at rates established by statute regardless of market prices. For 2009, you may request to receive advance direct payments based on 22 percent of the direct payment for each commodity associated with the farm. Counter-cyclical payment rates vary depending on market prices and are issued only when prices fall below a threshold level.

The electronic DCP (or eDCP) service may save you time, reduce paperwork and speed up contract processing at FSA offices. It is available to anyone eligible to participate in the DCP Program. To access this on-line service, you must have an active USDA eAuthentication Level 2 account, which requires filling out an online registration form at [/www.eauth.egov.usda.gov](http://www.eauth.egov.usda.gov) followed by a visit to the local USDA Service Center for identity verification.

Crop Reporting : JULY 15th

The annual requirement of reporting to the FSA office is referred to as crop reporting, acreage reporting, or crop certification. Filing an accurate and timely report for all crops and land uses, including failed acreage, can prevent loss of benefits for a variety of Farm Service Agency programs. All cropland on the farm must be reported to receive benefits from the Direct and Counter-cyclical Program, marketing assistance loans and Load Deficiency Payments.

The certification form FSA-578, Report of Acreage, must account for all cropland on a farm, whether idle or planted. The producer certification deadline is **JULY 15th**.

CRP & NAP Certification

Conservation Reserve Program acreage must be reported to receive annual rental payments. Crop acreage for Non-insured Crop Disaster Assistance Program (NAP) must also be reported whether or not a disaster occurs.

Prevented Planting:

Prevented planting is to be reported no later than 15 calendar days after the final planting date.

Failed Acreage:

Reports of failed acreage must be filed before disposition of the crop, and producers must be able to establish to the satisfaction of the county committee that the crop failed and was prevented from being replanted through the normal planting period because of natural disaster conditions.

Controlled Substances

Program participants convicted under federal or state law of any planting, cultivating, growing, producing, harvesting or storing a controlled substance are ineligible for program payments and benefits.

If convicted of one of these offenses, the program participant shall be ineligible during that crop year and the four succeeding crop years for direct and counter-cyclical payments, price support loans, loan deficiency payments, market loan gains, storage payments, farm facility loans, Non-insured Crop Disaster Assistance Program payments or disaster payments.

Program participants convicted of any federal or state offense consisting of the distribution (trafficking) of a controlled substance shall, at the discretion of the court, be ineligible for any or all program payments and benefits:

- for up to 5 years after the first conviction
- for up to 10 years after the second conviction and permanently for subsequent convictions.

Program participants convicted of federal or state offense for the possession of a controlled substance shall be ineligible, at the discretion of the court, for any or all program benefits, as follows:

- up to 1 year upon the first conviction
- up to 5 years after second or subsequent conviction.

Farm Reconstitutions

For FSA program purposes, tracts having the same owner and the same operator are grouped under one farm serial number. When changes in ownership or operation take place, a farm reconstitution is necessary.

The reconstitution—or recon—is the process of combining or dividing farms or tracts of land based on the farming operation. Remember, to be effective for the current year, recons must be requested by **August 1** for farms enrolled in specific programs.

NON-INSURED ASSISTANCE PROGRAM (NAP)

USDA's Farm Service Agency's (FSA) Noninsured Crop Disaster Assistance Program (NAP) provides financial assistance to producers of noninsurable crops when low yields, loss of inventory or prevented planting occurs due to natural disasters.

Eligible producers must apply for coverage of noninsurable crops using Form CCC-471, "Application for Coverage," and pay the applicable service fees at the FSA office. The application and service fees must be filed by the application closing date as established by the producer's FSA state committee. The service fee is the lesser of \$250 per crop or \$750 per producer per administrative county, not to exceed a total of \$1,875 per producer with farming interests in multiple counties.

Farmers who purchased 2009 NAP are reminded that they have 15 days after the disaster condition occurs to file a notice of loss at the FSA office.

Farmers who have insured all their crops through Risk Management and the NAP program can be eligible for other permanent disaster programs such as the SURE program (crop revenue loss program) and the LFP (Livestock Forage Program).

The sales closing dates for 2010 NAP are:

9-1-09 – Forage (hay) crops

12-1-09 -All pasture (including Rangeland) & Honey

12-15-09 -Horseradish

***** Very Important... To take full advantage of the NAP program, farmers should turn in each year's production evidence, by July 15 of the following year. This will insure a payment yield that will be representative of expected production. Without production evidence, our office must use 65% of T (county average) for that crop. This normally results in either no or a small NAP payment when a disaster occurs. Producers are allowed to bring in production evidence for up to 10 previous years.**

Livestock Forage Program?

A sign-up date for the 2008 program has not been announced and projected sign-up has been pushed back to July or August. The 100 plus eligible producers in Modoc Co. will be notified when sign-up occurs.

Modoc is getting close to being eligible for the 2009 program by our calculations. No date set for that sign-up either. Eligible producers will only total 55 or so because they were the only ones who purchased NAP grazing insurance for 2009. Eligible producers will be notified when sign-up occurs.

Don't take chances on 2010. Purchase NAP grazing insurance for \$250 from FSA by December 1, 2009. This coverage is a requirement for participation in the Livestock Forage Program. For coverage in additional counties, NAP grazing insurance must be purchased in those counties.

County eligibility for the LFP is determined based on the drought levels posted by the US Drought Monitor at: www.drought.unl.edu/dm/monitor.html.

Changes in Payment Limitations

The applicability of payment limitation provisions has expanded over the last 39 years to include more programs. See below for key changes.

New forms for 2009 and subsequent years

Anyone who plans to participate in 2009 programs is required to submit a completed CCC-902, CCC-926, and CCC-901, if applicable, for payment eligibility and payment limitation purposes. The form used prior to 2009 was named CCC-502.

Another change for 2009, all must make a contribution in an entity.

All partners, stockholders, or members with an ownership interest in the legal entity must make an active contribution, whether compensated or **not** compensated. That active contribution must include:

- personal labor, or
- active personal management,
- or a combination of active personal labor and active personal management to the farming operation;

Note: There are exceptions for spouses.

For additional information concerning payment limitations by program and the process of "Direct Attribution", please contact the FSA office.



2009 Compliance

Compliance and spot checks will once again be utilized during the 2009 crop year. Instead of locally selecting farms, contracts, deficiency loans, etc. for spot check and review, a nationwide selection of producers is used to achieve an adequate statistical sampling of participating producers. Spot check selections are to be conducted based on a producer's participation in Conservation Reserve Program, Direct and Counter-cyclical Program, Loan Deficiency Program, etc.

State and county offices shall view and print their producer spot check lists as posted on the designated web site. For more information about the new spot check selection procedure, feel free to contact your local FSA office.

Special Accommodations

Reasonable accommodations will be made, upon request, for individuals with disabilities, vision impairment, or hearing impairment to attend or participate in meetings or events sponsored by the Farm Service Agency. If you require special accommodations to attend or participate in one of our events, please call the FSA county office and we will be happy to make any needed arrangements.

Dates to Remember	
June, 15, 2009	COC Nomination period opens
July 15, 2009	Acreage Reports Due
Tuesdays	FSA will be at the Tulelake NRCS office
See Page 3 -	NAP
Aug. 3, 2009	Deadline to file COC Nomination
Aug. 14, 2009	DCP / ACRE Signup Deadline
Selected Interest Rates for June 2009	
90-Day Treasury Bill	0.125%
Farm Operating Loans — Direct	2.25%
Farm Ownership Loans — Direct	4.25%
Farm Ownership Loans — Down Payment	1.50%
Emergency Loans	3.75%

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