

**UNITED STATES DEPARTMENT OF AGRICULTURE**

Farm Service Agency  
Washington, DC 20250

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**Coronavirus Food Assistance Program  
1-CFAP**

**Amendment 6**

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**Approved by:** Acting Deputy Administrator, Farm Programs



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**Amendment Transmittal**

**A Reasons for Amendment**

Subparagraph 16 B has been amended to extend the optional increase in payment limitation to trusts and estates when 2 or 3 beneficiaries or heirs are contributing 400+ hours of active personal labor or active personal management.

Subparagraph 16 C has been amended to add Example 5 illustrating the increase in payment limitation for an estate when 3 heirs each contributed 400+ hours of active personal labor or management.

Subparagraph 16 E has been added to provide guidance for applicants seeking to correct previous representations of the farming operation and add spouses, resulting in an increase in the number of persons to which payment limitation applies. It is important that COC's ensure that acceptable documentation supports the represented changes in the farming operation.

Subparagraph 21 A has been amended to remove reference to Part 7 and correct the table.

Subparagraphs 22 A and 35 A have been amended to remove reference to Part 7.

Subparagraph 22 B has been amended to correct the price for crayfish and correct the table.

Subparagraph 51 D has been amended to clarify policy.

Subparagraphs 96 A and B have been amended to clarify policy on eligible egg operations and production.

Subparagraph 178 A has been amended to include an exception for owned livestock on January 15, 2020, and slaughtered between January 15, 2020, and April 15, 2020; however, because of market disruptions resulting from COVID-19, conditions prevented the actual sales transaction.

Part 7 has been withdrawn because it was replaced by Part 7.5.

## Amendment Transmittal (Continued)

### A Reasons for Amendment (Continued)

Subparagraph 207 A has been amended to clarify eligible inventory.

Subparagraph 207 D has been amended to identify additional ineligible aquaculture inventory.

Subparagraph 207 E has been amended to clarify eligible crayfish.

Subparagraph 208 B has been amended to match the response provided to NOFA.

Subparagraph 208 D has been amended to remove the note.

Subparagraphs 221 B and 235 A have been amended to correct the tables.

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## 16 Payment Limitation and Payment Eligibility Requirements

### A Payment Limitation [7 CFR 9.7(e)(1)]

The total amount of CFAP payments that a person or legal entity (excluding general partnerships and joint ventures) may receive is \$250,000, except as provided in subparagraph B.

Payments to a program applicant that is a joint operation, including a general partnership or joint venture, cannot exceed \$250,000 per person or legal entity that comprise first level ownership of the general partnership or joint venture, unless the first level member is another joint operation.

### \*--B Optional Increase in Limitation for Corporations, LLC's, and LP's, Trusts, or Estates [7 CFR 9.6(e)(2)]

For CFAP applicants that are a corporation, LLC, LP, trust, or estate, an authorized representative of the legal entity may seek an increase in the \$250,000 payment limitation based on the member's, stockholder's, partner's, beneficiary's, or heir's contribution of active personal labor or active personal management, or a combination thereof (as defined in 5-PL).

A contribution of at least 400 hours of active personal labor, active personal management, or a combination thereof must be provided by an individual person who is a member, stockholder, partner, beneficiary, or heir from any level of ownership in the organizational structure to qualify the legal entity for the optional increase in payment limitation.

**Note:** The sole-member of an embedded LLC or grantor of a revocable trust using an SSN may qualify the corporation, LLC, or LP for the optional increase in payment limitation.

The maximum limitation a corporation, LLC, LP, trust, or estate may receive is \$750,000.--\*

The authorized representative of the legal entity must certify on form AD-3114, Part H the name(s) of the entity members providing at least 400 hours of active personal labor, active personal management, or a combination thereof.

**Notes:** For embedded members who are a sole-member LLC or grantor of a revocable trust using an SSN, record the individual person's name contributing at least 400 hours of active personal labor, active personal management, or a combination thereof.

Spousal provisions as found in 5-PL do not apply.

# 16 Payment Limitation and Payment Eligibility Requirements (Continued)

## \*--B Optional Increase in Limitation for Corporations, LLC's, and LP's, Trusts, or Estates [7 CFR 9.6(e)(2)]

Revocable trusts using an SSN may seek an increase in payment limitation if the trust provides evidence, to COC's satisfaction, documenting there is more than 1 beneficiary of the trust, such as a husband and a wife. The evidence must document who the beneficiaries are. Evidence may include, but is not limited to, a copy of the executed trust agreement.--\*

The following table provides qualifying requirements for the optional increase in payment limitation.

<b>IF...</b>	<b>THEN the corporation's, LLC's, or LP's payment limitation is...</b>
*--none of the members, stockholders, partners, beneficiaries, or heirs provide labor, management, or combination thereof	\$250,000.
1 person holding an ownership interest as a member, partner, stockholder, beneficiary, or heir in the organizational structure provides at least 400 hours of active personal labor or active personal management or combination thereof	\$250,000.
2 persons holding an ownership interest as a member, partner, stockholder, beneficiary, or heir in the organizational structure provides at least 400 hours of active personal labor or active personal management or combination thereof	\$500,000.
3 persons holding an ownership interest as a member, partner, stockholder, beneficiary, or heir in the organizational--* structure provides at least 400 hours of active personal labor or active personal management or combination thereof	\$750,000.

# 16 Payment Limitation and Payment Eligibility Requirements (Continued)

## C Examples

The following examples illustrate qualifying requirements for corporations, LLC's and LP's necessary to recognize the increased payment limitation to either \$500,000 or \$750,000.

**Example 1:** Payment limitation for a single member corporation.

Entity/Members	Share	Current Pay Limit	Labor/Management Contribution	Payment Limitation Increased	Effective Payment Limitation
ABC Corporation		\$250,000		-0-	\$250,000
Individual A	100%		0 - <400 hours		\$250,000

**Example 2:** Payment limitation for a 2-member corporation (only 1 member provides 400+ hours of labor/management).

Entity/Members	Share	Current Pay Limit	Labor/Management Contribution	Payment Limitation Increased	Effective Payment Limitation
ABC Corporation		\$250,000		\$0	\$250,000
Individual A	50%		+400 hours		\$250,000
Individual B	50%		(0)		\$250,000

**Example 3:** Payment limitation for a 3-member corporation (only 2 members provide 400+ hours of labor/management).

Entity/Members	Share	Current Pay Limit	Labor/Management Contribution	Payment Limitation Increased	Effective Payment Limitation
ABC Corporation		\$250,000		+\$250,000	\$500,000
Individual A	33.33%		+400 hours		\$250,000
Individual B	33.34%		+400 hours		\$250,000
Individual C	33.33%		0 hours		\$250,000

## 16 Payment Limitation and Payment Eligibility Requirements (Continued)

## C Examples (Continued)

**Example 4:** Payment limitation for a 2-member corporation with embedded entities as members.

Entity/Members	Share	Current Pay Limit	Labor/Management Contribution	Payment Limitation Increased	Effective Payment Limitation
AB Corporation		\$250,000		\$500,000	\$750,000
<b>Corporation A – 50%</b>					\$250,000
Corporation X	50%				
Joe 50%			+400 hours		\$250,000
John 50%			+400 hours		\$250,000
Corporation Y	50%				\$250,000
Bob 50%			-0-		\$250,000
Larry 50%			-0-		\$250,000
<b>Corporation B – 50%</b>	50%				\$250,000
Sam	50%		+400 hours		\$250,000
Pete	50%		-0-		\$250,000

**\*--Example 5:** Payment limitation for an estate with 3 heirs each contributing 400+ hours labor or management.

Entity/Members	Share	Current Pay Limit	Labor/Management Contribution	Payment Limitation Increased	Effective Payment Limitation
AB Estate		\$250,000		\$500,000	\$750,000
Heir No. 1	33.33%		+400 hours		\$250,000
Heir No. 2	33.33%		+400 hours		\$250,000
Heir No. 3	33.34%		+400 hours		\$250,000

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**16 Payment Limitation and Payment Eligibility Requirements (Continued)****D Attribution of Payments [7 CFR 9.7(e)(3)]**

CFAP payments to persons and legal entities will be limited according to the rules for attribution in 7 CFR 1400.105.

CFAP payments made directly or indirectly to a person or legal entity will be combined and limited to the per person or legal entity.

CFAP payments to a legal entity will be tracked through 4 levels of ownership and will be reduced for members, partners or stockholders holding an ownership interest below the 4<sup>th</sup> level.

Rules for “common attribution” (such as minor children) do not apply to CFAP payments.

**\*--E Changes in Farming Operations to Add Spouses**

Applicants seeking to add spouses to a farming operation for CFAP, resulting in an increase in the number of persons to which payment limitation applies, must be legitimate, documented, and effective for the year for which the commodity was produced for which CFAP benefits are being sought. For example, if the farming operation is requesting CFAP benefits for 2019 crop corn, the addition of a spouse must be effective for the 2019 program year and all contracts, applications, and eligibility forms must be corrected to reflect the change.

For legal entities, including general partnerships, the farming operation must provide the organizational documents to COC, and the documents must show evidence the spouse was legally added as a member, partner, or stockholder to the legal entity.

For informal joint ventures, the spouse must provide acceptable documentation to COC’s satisfaction and prove the spouse made “at-risk” contributions, commensurate with their claimed share of the farming operation. Documentation may include, but is not limited to, signed loan notes and security agreements, and proof of payment for capital, land, or equipment contributions.

For farming operations seeking to qualify for the optional increase in payment limitation, COC must consider whether the spouse contributed at least 400 hours of active personal labor or active personal management.--\*

**16 Payment Limitation and Payment Eligibility Requirements (Continued)****\*--E Changes in Farming Operations to Add Spouses (Continued)**

**Example 1:** An applicant is seeking CFAP benefits for 2019 corn, requesting consideration to add a spouse (stockholder) to the corporate business structure and requesting the optional increase in payment limitation applicable to corporations. The addition of the stockholder must be documented to have occurred before June 1, 2019 (following FSA's rules for attribution in 7 CFR Part 1400). Additionally, COC must consider whether the added stockholder contributed at least 400 hours of labor or management for the increased payment limitation. In this situation, the farming operation must also correct its representations on all 2019 contracts, applications, acreage reports, and eligibility document to reflect the change in the farming operation within applicable program or activity policy.

**Example 2:** An applicant is seeking CFAP benefits for 2020 dairy and requesting consideration to recognize the farming operation as a husband and wife joint venture. COC must consider the couple's marital status for the time period CFAP benefits are requested and whether the spouse made at-risk contributions to the farming operation commensurate with the claimed share of the farming operation for the year for which CFAP benefits are being sought. If the farming operation participated in DMC and received program benefits, the DMC contract must also be revised to recognize the addition of the spouse to the farming operation within applicable program or activity policy.

The addition of a spouse to a farming operation must be documented on CCC-902, with COC determination documented on CCC-903, and will apply to all programs in which the farming operation participates.--\*

**20 Timeframe for Filing Eligibility Documents [7 CFR 9.4(b)]**

**A Deadline for Filing Eligibility Documents**

CFAP applicants **must** file all CFAP eligibility documents within 60 calendar days from the date of signing a CFAP application.

Failure to timely provide all eligibility forms may result in no payment or a reduced payment.

## 21 Eligible Commodities and Signup Period

### A Eligible Commodities

CFAP provides financial assistance to eligible producers with an ownership interest in the following eligible commodities that have been determined to have been impacted by the effects of the COVID-19 outbreak.

<b>Commodity Category</b>	<b>Eligible Commodity</b>
Dairy (See Part 4)	<ul style="list-style-type: none"> <li>• Dairy (milk)</li> </ul>
Eggs (See Part 4)	<ul style="list-style-type: none"> <li>• Liquid Eggs</li> <li>• Frozen Eggs</li> </ul>
Non-Specialty Crops and Wool (See Part 5)	<ul style="list-style-type: none"> <li>• Barley – Malting</li> <li>• Canola</li> <li>• Corn</li> <li>• Cotton – Upland</li> <li>• Millet</li> <li>• Oats</li> <li>• Sorghum</li> <li>• Soybeans</li> <li>• Sunflowers</li> <li>• Wheat – Durum</li> <li>• Wheat – Hard Red Spring</li> <li>• Wool (graded/clean and non-graded/greasy)</li> </ul>
Livestock (See Part 6)	<ul style="list-style-type: none"> <li>• Feeder Cattle: Less than 600 Pounds</li> <li>• Feeder Cattle: 600 Pounds or More</li> <li>• Slaughter Cattle: Fed Cattle</li> <li>• Slaughter Cattle: Mature Cattle</li> <li>• All Other Cattle</li> <li>• Pigs: Less than 120 Pounds</li> <li>• Hogs: 120 Pounds or More</li> <li>• Lambs and Yearlings (All Sheep Less Than 2 Years Old)</li> <li>• All Other Sheep (All Sheep Greater Than 2 Years Old)</li> </ul>
***	***
Aquaculture (See Part 7.5)	<ul style="list-style-type: none"> <li>• Crayfish</li> <li>•*--Catfish sold for food fish</li> <li>• Largemouth bass and carp sold live as food fish</li> <li>• Hybrid striped bass sold for food fish</li> <li>• Red drum sold for food fish</li> <li>• Salmon sold for food fish</li> <li>• Sturgeon sold for food fish</li> <li>• Tilapia sold for food fish</li> <li>• Trout sold for food fish--*</li> <li>• Ornamentals/tropicals</li> <li>• Recreational Sportfish</li> </ul>
Nursery (See Part 7.5)	<ul style="list-style-type: none"> <li>• Nursery</li> <li>•*--Floriculture (cut flowers or cut greenery)--*</li> </ul>

## 21 Eligible Commodities and Signup Period (Continued)

## A Eligible Commodities (Continued)

Commodity Category	Eligible Commodity		
Specialty Crops (See Part 8)	<ul style="list-style-type: none"> <li>Alfalfa Sprouts</li> <li>Almonds</li> <li>Aloe Leaves</li> <li>Anise</li> <li>Apples</li> <li>Artichokes</li> <li>Arugula (Greens)</li> <li>Asparagus</li> <li>Avocados</li> <li>Bananas</li> <li>Basil (Herb)</li> <li>Batatas</li> <li>Bean Sprouts</li> <li>Beans</li> <li>Beets</li> <li>Blueberries</li> <li>Bok Choy</li> <li>Broccoli</li> <li>Cabbage</li> <li>Caneberries – Blackberries</li> <li>Caneberries – Raspberries</li> <li>Cantaloupe</li> <li>Carambola (Star Fruit)</li> <li>Carrots</li> <li>Cauliflower</li> <li>Celeriac (Celery Root)</li> <li>Celery</li> <li>Cherimoya</li> <li>Chervil, French Pastry (Herb)</li> <li>Chives (Herb)</li> <li>Cilantro/Coriander (Herb)</li> <li>Citron</li> <li>Coconuts</li> <li>Collard Greens</li> <li>Cucumbers</li> <li>Curry Leaves</li> <li>Daikon (Radish)</li> <li>Dandelion Greens</li> <li>Dates</li> <li>Dill (Herb)</li> <li>Donaqua (Winter Melon)</li> <li>Dragon Fruit (Red Pitaya)</li> <li>Eggplant</li> <li>Endive (Greens)</li> <li>Escarole (Greens)</li> </ul>	<ul style="list-style-type: none"> <li>Filberts (Hazel Nuts)</li> <li>*--Frisee (Greens)--*</li> <li>Garlic</li> <li>Grapefruit</li> <li>Greens – Others Not Listed</li> <li>Greens – Spinach</li> <li>Guava</li> <li>Horseradish</li> <li>Kale (Greens)</li> <li>Kiwifruit</li> <li>Kohlrabi</li> <li>Kumquats</li> <li>Leeks</li> <li>Lemons</li> <li>Lettuce – Boston</li> <li>Lettuce – Green Leaf</li> <li>Lettuce – Iceberg</li> <li>Lettuce – Lolla Rosa</li> <li>Lettuce – Oak Leaf, Green</li> <li>Lettuce – Oak Leaf, Red</li> <li>Lettuce – Red Leaf</li> <li>Lettuce – Romaine</li> <li>Maple Sap</li> <li>Marjoram (Herb)</li> <li>*--Mesculin Mix Microgreens--* (all other)</li> <li>Mint (Herb)</li> <li>Mushrooms</li> <li>Mustard (Greens)</li> <li>Nectarines</li> <li>Okra</li> <li>Onions – Dry</li> <li>Onions – Green</li> <li>Oranges</li> <li>Oregano (Herb)</li> <li>Papayas</li> <li>Parsley, Other (Herb)</li> <li>Parsnips</li> <li>Passion Fruit</li> <li>Peaches</li> <li>Pears</li> <li>Peas, Green</li> <li>Pecans</li> <li>Peppermint (Herb)</li> </ul>	<ul style="list-style-type: none"> <li>Peppers – Bell</li> <li>Peppers – Other</li> <li>Persimmons</li> <li>Pineapples</li> <li>Pistachios</li> <li>Plantains</li> <li>Pomegranates</li> <li>Potatoes – Fresh, Other</li> <li>Potatoes – Fresh, Russets</li> <li>Potatoes – Processing</li> <li>Potatoes – Seed</li> <li>Pummelos</li> <li>Pumpkins</li> <li>Radicchio</li> <li>Rhubarb</li> <li>Rosemary (Herb)</li> <li>Rutabagas (Herb)</li> <li>Sage (Herb)</li> <li>Sapote</li> <li>Savory (Herb)</li> <li>Shallots</li> <li>Sorrel (Greens)</li> <li>Spearmint (Herb)</li> <li>Squash</li> <li>Strawberries</li> <li>Sugarcane (Table)</li> <li>Sweet Corn</li> <li>Sweet Potatoes</li> <li>Swiss Chard (Greens)</li> <li>Tangelos</li> <li>Tangerines</li> <li>Taro</li> <li>Thyme (Herb)</li> <li>Tomatoes</li> <li>Turmeric (Herb)</li> <li>Turnip Tops (Green)</li> <li>Turnips</li> <li>Upland/Winter Cress</li> <li>Walnuts</li> <li>Watercress</li> <li>Watermelon</li> <li>Yautia/Malanga (Dasheen)</li> <li>Yuca (Cassava)</li> </ul>



## 22 CFAP Payments and Payment Rates (Continued)

## A CFAP Payments (Continued)

Payments will be determined according to the following table.

<b>Commodity Category</b>	<b>Part 1 (CARES Act Funds)</b>	<b>Part 2 (CCC Funds)</b>
Dairy (See Part 4)	For each eligible producer, a payment rate per pound of milk production including dumped milk for the months of January, February, and March 2020.	For each eligible producer, a payment rate per pound of milk production including dumped milk for the months of January, February, and March 2020, with an adjustment factor of 1.014.
*--Eggs (See Part 4)	For each eligible producer, a payment rate per pound of liquid and/or frozen egg production for the months of January, February, and March 2020.	For each eligible producer, a payment rate per pound of liquid and/or frozen egg production for the months of January, February, and March 2020.--*
Non-Specialty Crops and Wool (See Part 5)	For each eligible producer and commodity, eligible production will be based on the unsold production on hand on January 15, 2020, not to exceed 50 percent of the total 2019 production for that producer nationwide.	
	Fifty percent of production determined above will be paid using CARES Act funds.	Fifty percent of production determined above will be paid using CCC funds.
Livestock (See Part 6)	For each eligible producer, payment is calculated by multiplying the number of owned and unpriced livestock sold between January 15, 2020, and April 15, 2020, by the payment rate per head.  <b>Note:</b> Livestock must have been owned and unpriced as of January 15, 2020. Any offspring born and sold by April 15, 2020, from that same inventory are also eligible.	For each eligible producer, payment is calculated by multiplying the highest owned livestock inventory on a date selected by the producer between April 16, 2020, and May 14, 2020, by the payment rate per head.
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## 22 CFAP Payments and Payment Rates (Continued)

## A CFAP Payments (Continued)

Commodity Category	Part 1 (CARES Act Funds)	Part 2 (CCC Funds)
Specialty Crops (See Part 8)	<p>There are 2 potential subparts to the payment:</p> <ul style="list-style-type: none"> <li>for specific specialty crops, a payment for each eligible producer will be based on the volume of production * * * sold between January 15, 2020, and April 15, 2020</li> </ul> <p><b>*--Note:</b> Specialty crops that were under an agreed upon set price as of January 14, 2020, and were or will be paid at that price or higher do not qualify.--*</p> <ul style="list-style-type: none"> <li>a payment for each producer will be based on the volume of production shipped but not sold or for which no payment was received (unpaid) between January 15, 2020, and April 15, 2020.</li> </ul>	For each eligible producer, a payment will be based on the number of acres for which production was destroyed or not harvested due to lack of market from January 15, 2020, and April 15, 2020.



## 22 CFAP Payments and Payment Rates (Continued)

**B CFAP Payment Rates**

CFAP payment rates are determined by CCC.

The payment rates are available at <http://farmers.gov/CFAP>. Payments rates are established according to the following table.

<b>Commodity Category</b>	<b>Eligible Commodity</b>	<b>Unit of Measure</b>	<b>CARES Act Payment Rate</b>	<b>CCC Payment Rate</b>
Dairy	Dairy (Milk)	LBS	\$.0471	\$.0147
*--Eggs	Liquid Eggs	LBS	\$0.05	\$0.02
	Frozen Eggs	LBS	\$0.06	\$0.02--*
Non-Specialty Crops and Wool	Corn	BU	\$0.32	\$0.35
	Soybeans	BU	\$0.45	\$0.50
	HRS Wheat	BU	\$0.18	\$0.20
	Durum Wheat	BU	\$0.19	\$0.20
	Upland Cotton	LB	\$0.09	\$0.10
	Canola	LB	\$0.01	\$0.01
	Oats	BU	\$0.15	\$0.17
	Malting Barley	BU	\$0.34	\$0.37
	Millet	BU	\$0.31	\$0.34
	Sorghum	BU	\$0.30	\$0.32
	Sunflowers	LB	\$0.02	\$0.02
	Wool (Graded, Clean Basis)	LB	\$0.71	\$0.78
	Wool (Non-Graded, Greasy Basis)	LB	\$0.36	\$0.39
Livestock - Cattle	Feeder Cattle: Less Than 600 Pounds	HD	\$102.00	\$33.00
	Feeder Cattle: 600 Pounds or More	HD	\$139.00	\$33.00
	Slaughter Cattle: Fed Cattle	HD	\$214.00	\$33.00
	Slaughter Cattle: Mature Cattle	HD	\$92.00	\$33.00
	All Other Cattle	HD	\$102.00	\$33.00
Livestock - Swine	Pigs: Less Than 120 Pounds	HD	\$28.00	\$17.00
	Hogs: 120 Pounds or More	HD	\$18.00	\$17.00
Livestock - Sheep	Lambs and Yearlings (All Sheep Less Than 2 Years Old)	HD	\$33.00	\$7.00
	*--All Other Sheep (All Sheep Greater Than 2 Years Old)	HD	\$24.00	\$7.00--*
***	***			

## 22 CFAP Payments and Payment Rates (Continued)

## B CFAP Payment Rates (Continued)

Payments rates for aquaculture and nursery crops are established according to the following table.

<b>Aquaculture Species</b>	<b>CARES Act Payment Rate for Sales (\$/lb)</b>	<b>CARES Act Payment Rate for Inventory Delivered and Unpaid</b>	<b>CCC Payment Rate for Inventory Not Sold (\$/lb)</b>
Crayfish	\$0.65	N/A	*--\$0.05--*
*--Catfish for food fish	N/A	N/A	\$0.07
Largemouth Bass/Carp (live, as food fish)	\$0.51	N/A	\$0.39
Hybrid Striped Bass for food fish	N/A	N/A	\$0.25
Red Drum for food fish	N/A	N/A	\$0.24
Salmon for food fish	\$1.14	N/A	\$0.31
Sturgeon for food fish	N/A	N/A	\$0.29
Tilapia for food fish--*	N/A	N/A	\$0.16
Trout for food fish			\$0.11
Tropicals/Ornamentals	N/A	N/A	\$0.03 per piece
Sportfish/Gamefish	N/A	N/A	\$0.27
<b>Crop</b>	<b>CARES Act Payment Rate for Sales (\$/lb)</b>	<b>CARES Act Payment Rate for Inventory Delivered and Unpaid</b>	<b>CCC Payment Rate for Inventory Not Sold (\$/lb)</b>
Nursery/Floriculture	N/A	15.55%	13.45%

## 22 CFAP Payments and Payment Rates (Continued)

## B CFAP Payment Rates (Continued)

Payments rates for specialty crops are established according to the following table.

\*--

Specialty Crops	CARES Act Sales (\$/pound)	CARES Act Delivered that Spoiled or Unpaid (\$/pound)	CCC Not Delivered (Unharvested) (\$/acre)
Alfalfa Sprouts		\$8.14	\$5,465.63
Almonds	\$0.26	\$0.57	\$237.60
Aloe Leaves	\$0.06	\$0.19	\$2,848.00
Anise	\$0.88	\$0.81	\$96.00
Apples	\$0.05	\$0.22	\$1,500.00
Artichokes	\$0.88	\$0.69	\$1,690.00
Arugula		\$4.64	\$9,100.00
Asparagus		\$0.25	\$182.00
Avocados		\$0.14	\$153.60
Bananas	\$0.34	\$0.20	\$752.00
Basil	\$0.30	\$1.65	\$1,920.00
Batatas		\$0.32	\$1,307.40
Bean Sprouts		\$0.26	\$60.00
Beans	\$0.17	\$0.16	\$233.79
Beets		\$0.30	\$2,160.00
Blueberries	\$0.20	\$0.93	\$1,193.40
Bok Choy	\$0.22	\$0.23	\$700.00
Broccoli	\$0.62	\$0.49	\$1,563.00
Brussels Sprouts	\$0.26	\$0.34	\$1,260.00
Cabbage	\$0.04	\$0.07	\$367.30
Caneberries – Blackberries	\$1.72	\$2.11	\$2,615.80
Caneberries – Raspberries	\$0.44	\$1.69	\$4,455.00
Cantaloupe		\$0.14	\$718.20
Carambola (Star Fruit)		\$0.58	\$4,400.00
Carrots	\$0.02	\$0.11	\$1,251.40
Cauliflower	\$0.11	\$0.31	\$1,327.20
Celeriac-Celery Root		\$0.52	\$2,000.00
Celery		\$0.07	\$560.00

--\*

## 22 CFAP Payments and Payment Rates (Continued)

## B CFAP Payment Rates (Continued)

Specialty Crops	CARES Act Sales (\$/pound)	CARES Act Delivered that Spoiled or Unpaid (\$/pound)	CCC Not Delivered (Unharvested) (\$/acre)
Cherimoya	\$1.83	\$0.98	\$1,922.80
Chervil, French Parsley	\$2.74	\$8.09	\$15,800.00
Chives		\$1.32	\$4,680.00
Cilantro/Coriander	\$0.19	\$0.23	\$860.00
Citron	\$0.32	\$0.26	\$1,780.00
Coconuts		\$0.25	\$450.00
Collard Greens	\$0.04	\$0.21	\$560.00
Cucumbers	\$0.18	\$0.17	\$444.90
Curry Leaves	\$2.40	\$5.25	\$927.00
Daikon (Radish)		\$0.19	\$368.00
*--Dandelion Greens--*	\$0.06	\$0.26	\$700.00
Dates		\$1.44	\$2,234.40
Dill		\$5.38	\$5,250.00
Donaquia (Winter Melon)	\$1.42	\$0.60	\$4,800.00
Dragon Fruit (Red Pitaya)		\$1.03	\$3,800.00
Eggplant	\$0.07	\$0.15	\$412.71
Endive	\$0.04	\$0.15	\$900.00
Escarole	\$0.11	\$0.18	\$1,200.00
Filberts (Hazel Nuts)	\$0.41	\$0.67	\$228.80
Frisee		\$0.69	\$4,200.00
Garlic	\$0.17	\$1.10	\$3,410.00
Grapefruit		\$0.11	\$496.76
Greens – Others Not Listed	\$0.08	\$0.16	\$420.00
Greens – Spinach	\$0.37	\$0.37	\$1,022.00
Guava	\$1.52	\$1.73	\$6,800.00
Horseradish		\$3.72	\$4,380.00

## Section 2 Eligibility Requirements

### 35 CFAP Eligibility

#### A General Eligibility for CFAP Commodities

Specific commodity eligibility policy can be found in:

- Part 4 for Dairy (Milk) and Eggs
- Part 5 for Non-Specialty Crops and Wool
- Part 6 for Livestock
- \* \* \*
- Part 7.5 for Aquaculture and Nursery/Floriculture
- Part 8 for Specialty Crops.

**36 Production, Sales, Inventory, and/or Acreage Reporting for CFAP Eligible Commodities**

**A Reporting Requirements**

The requirement to provide production, sales, inventory, and/or acreage certification on AD-3114 is based on each producer's nationwide ownership interest in the commodity, regardless of where the commodity was grown or is stored.

**Note:** Ownership interest does not mean interest as a landowner. In this context, ownership interest means as owners of the commodity with both control of and title to the commodity.

**B Documentation**

Producers must maintain documentation, as discussed in subparagraph 51 B, to support all certifications of production, sales, inventory, and or acreage.

## 51 Reviewing and Acting on AD-3114's (Continued)

### C Acting on AD-3114's

The recording county's COC, or CED if delegated, will act on all completed and signed AD-3114's submitted. No action by COC is applicable to Part G, Specialty Crop Information.

**Important:** Payments cannot be authorized until DD has approved the CED's review of the first 5 AD-3114's according to subparagraph 3 C.

### D Approving AD-3114

Before approving AD-3114's, COC or CED, if delegated must ensure that:

- all program eligibility requirements are met
- the person or legal entity applying for CFAP is determined to be an according to subparagraph 15 A
- signature requirements are met according to 1-CM, signed AD-3114 in Part I
- production, sales, and/or inventories as certified and as applicable, are reasonable
- AD-3114 was received or postmarked **by** the end of the signup period.

If all program eligibility requirements are met and COC or delegate has determined that the information on AD-3114 is reasonable and accurate, COC or delegate will approve AD-3114 and thoroughly document approval in the COC minutes.

**Notes:** Situations may occur when contract approval is not available in the software. Contract approval is also not allowed "on paper" during these times.

Completing eligibility forms (AD-1026, CCC-902, CCC-941, etc.) are not a condition of COC, or CED, approving AD-3114. However, these forms must be filed within 60 calendar days of the producer signing AD-3114. Failure to timely provide all eligibility forms may result in no payment or a reduced payment. County Offices must immediately update the Business File and Subsidiary record when the eligibility forms are filed.

\*--The revised AD-3114 must be used for applications initiated after June 26, 2020.

**Exception:** If a producer submits the original AD-3114 dated May 19, 2020, that application is acceptable.--\*

## 51 Reviewing and Acting on AD-3114's (Continued)

**E COC Adjusting or Disapproving AD-3114's**

If it is determined that any of the information as certified on the AD-3114 is not reasonable or is questionable, evidence may be requested from the participant according to subparagraph A. If evidence provided by the participant differs from the information certified, COC's do have authority to make adjustments. See subparagraph 3 G on producer responsibilities.

The COC will disapprove AD-3114 if **any** of the following occur:

- program eligibility requirements are not met
- person or legal entity applying for CFAP is determined to not to be an eligible producer according to subparagraph 15 B
- information on AD-3114 or supporting documentation provided by the participant is not accurate or reasonable
- evidence that applicant did not have a reported ownership share interest in the eligible commodity
- signature requirements were not met according to 1-CM, signed AD-3114 in Part I

**Note:** If AD-3114 was completed but never signed by the producer or someone on behalf of the producer, take **no** action on AD-3114. It is not considered filed unless it is signed.

●\*--AD-3114 was submitted or postmarked **after** September 11, 2020.--\*

If COC disapproves AD-3114 for any reasons listed, or adjusts the AD-3114 for any reason, then the COC must take the following actions:

- adjust or disapprove AD-3114 as applicable
- notify the participant of the adjustment or disapproval
- provide participant applicable appeal rights according to 1-APP
- thoroughly document reasons for the adjustment of disapproval in COC minutes.



## Section 2 General Program Policies and Provisions

### 96 CFAP Dairy and Egg Eligibility

#### A Eligible Dairy and Egg Operations

Eligible dairy operations who commercially market milk from bovine in the United States are eligible for CFAP.

\*--Eligible egg operations who commercially market frozen or liquid eggs from chickens in the United States are eligible for CFAP.

Egg operations with a risk in the egg sales, whether an owner of layers or a processor, may be eligible for CFAP payments. COC must determine who has risk.

Egg operations with a guarantee price on their eggs are not eligible for CFAP.--\*

#### B Eligible Milk and Egg Production

CFAP eligible milk production is:

- milk commercially marketed for the months of January, February, and March 2020
- dumped milk during the months of January, February, and March 2020.

**Note:** CFAP eligibility is not affected because of participation in Dairy Margin Coverage, Dairy Revenue Protection, Livestock Gross Margin, and other dairy revenue insurance programs.

CFAP eligible egg production is frozen and/or liquid eggs produced for the months of January, February, and March 2020.

\*--If the eggs are sold/processed as liquid or frozen eggs and do not already have a guarantee payment to the producer, then they are eligible for CFAP. This includes eggs that are sold to be broken but are still in the shell, which includes nest eggs.--\*

#### C Dissolved Dairy Operations

Dairy operations that dissolve during the first 2 quarters of 2020 are eligible for CFAP for their applicable pounds of milk production. A dairy operation that dissolved during:

- January 1, 2020, through March 31, 2020 (1<sup>st</sup> quarter), are **only** eligible for the CARES Act, Part 1 funding, and **not** CCC, Part 2 funding
- April 1, 2020, through June 30, 2020 (2<sup>nd</sup> quarter), are eligible for the CARES Act, Part 1 payment and a prorated CCC, Part 2 payment according to the days the dairy operation produced milk.

## 96 CFAP Dairy and Egg Eligibility (Continued)

### D Joint Venture Dairy Operations

Dairy operations that operate as a joint venture without a TIN and applying for CFAP will require the members of the operation to apply as individuals for their applicable milk production determined by their ownership level. In working with joint venture dairy operations, County Offices will provide guidance and direction to ensure the AD-3114 is completed correctly.

## 97 Reporting Dairy and Egg Production

### A Requirement

Dairy operations will self-certify the eligible milk production for the months of January, February, and March 2020.

The following documents are recommended to assist producers in providing accurate information:

- milk marketing statements for the months of January, February, and March 2020
- records of dumped milk not listed on milk marketing statements for the months of January, February, and March 2020.

**Note:** These documents are not required at signup because the application is a self-certification.

Liquid and/or frozen egg producers will self-certify to their liquid/frozen egg production, as dollars per pounds, for the months of January, February, and March 2020.

If the producer sells his/her frozen and/or liquid eggs still in the shell, the following formula can be used to convert to pounds:

Number of pounds = Number of cases (30 dozen eggs in a case) X 48 pounds X .83.

If the producer reports his/her eggs in dozens instead of cases, use the following formula:

Number of pounds = Number of dozen eggs X 1.6 pounds X .83.

**Notes:** The standard weight for a case of 30 dozen eggs is 48 pounds. It is assumed that 83 percent of the shell egg is liquid egg.

## 97 Reporting Dairy and Egg Production (Continued)

### B AD-3114, Part C

Following is an example of AD-3114, Part C, Dairy/Egg Production Information.

Each dairy and/or egg operation must report the following eligible production in pounds:

- January 2020
- February 2020
- March 2020.

PART C – DAIRY/EGG PRODUCTION INFORMATION				COC USE ONLY		
6. Commodity/ Unit of Measure	7. January 2020 Production	8. February 2020 Production	9. March 2020 Production	10. COC Adjusted Jan 2020 Production	11. COC Adjusted Feb 2020 Production	12. COC Adjusted March 2020 Production

### C Processing AD-3114 for Dissolved Dairy Operations

CFAP software can process applications for dissolved dairy operations. County Offices will use the revised AD-3114 (8-14-20), which requires the date a dairy operation stopped producing milk for a dissolved dairy operation. The software will determine eligible payments for dissolutions occurring from:

- January 1, 2020, through March 31, 2020 (1<sup>st</sup> quarter), will be paid under the CARES Act (Part 1) and **not** CCC funding (Part 2)
- April 1, 2020, through June 30, 2020 (2<sup>nd</sup> quarter), will be paid under the CARES Act (Part 1) and pro-rated payment for CCC funding according to the number of days producing milk.

In the CFAP software, County Offices will enter the date the dairy operation stopped producing milk, which is the dissolution date.

**Note:** The system will not accept a date in the future before January 1, 2020. COC will have the capability to adjust the dairy operation dissolution date if necessary.

### 98-110 (Reserved)



**177 Livestock Eligibility (Continued)****B Eligible Livestock**

The following livestock are eligible for CFAP.

<b>Livestock Category</b>	<b>Eligible Livestock</b>
Cattle	Feeder Cattle: Less Than 600 Pounds
	Feeder Cattle: 600 Pounds or More
	Slaughter Cattle: Fed Cattle
	Slaughter Cattle: Mature Cattle
	All Other Cattle
Hogs & Pigs	Pigs: Less Than 120 Pounds
	Hogs: 120 Pounds or More
Lambs & Yearlings	Lambs and Yearlings (All Sheep Less Than 2 Years Old)
Sheep	All Other Sheep (All Sheep Greater Than 2 Years Old)

**178 Sales and Inventory Reporting Requirements for Livestock****A Producer Reporting Requirements**

The information required from producers to apply for CFAP will be a **self-certification** by the producer or authorized representative. Livestock producers must self-certify the following sales and inventory information, as applicable, for the CFAP application:

- owned unpriced inventory as of January 15, 2020, and any offspring from that inventory, that were sold between January 15, 2020 and April 15, 2020, and/or
- highest owned inventory on a date selected by the eligible producer between April 16, 2020, and May 14, 2020.

**Note:** For livestock operations that have multiple owners, each individual producer or entity must ensure that the self-certification only represents their individual share of eligible livestock. The AD-3114 does not include a data entry for a share percentage.

**Example:** DJB Cattle Co. (DJB) and River Cattle Co. (River) own livestock together. DJB has 50 percent ownership and River has 50 percent ownership of 75 cows and 6 bulls. DJB and River will each have a separate CFAP application. DJB and River agree how the number of animals will be reported to represent each of their livestock interest on each CFAP application, since 75 cows and 6 bulls equal 81 animals for “All Other Cattle” for Part 2 CCC payment calculation. DJB agrees to certify their highest owned inventory for CCC Part 2 of “All Other Cattle” is 40 head and River agrees to certify their highest owned inventory for CCC Part 2 of “All Other Cattle” is 41 head.

**178 Sales and Inventory Reporting Requirements for Livestock (Continued)****A Producer Reporting Requirements (Continued)**

If a producer has a forward contract, agreement, or similar binding document that secures a price for the eligible livestock as of January 15, 2020, the livestock sales between January 15, 2020, and April 15, 2020, are ineligible for CFAP.

**Note:** It is the producer's responsibility to self-certify **only** the livestock sold between January 15, 2020, and April 15, 2020, that are owned and **unpriced as of January 15, 2020**, and the highest **owned** inventory on a date between April 16, 2020, and May 14, 2020. County Offices are not required to review forward contracts, agreements, or other similar binding documents during the application process. COC's have the authority to request copies of these agreements for verification and any other documentation to verify reasonableness. See subparagraph 51 B.

**\*--Exception:** COVID-19 caused processing plant closures and other disruptions to shipping patterns and the orderly marketing of commodities. Eligible owned livestock on January 15, 2020, that were slaughtered from January 15, 2020, through April 15, 2020, **and** were priced and/or intended to be priced and sold between the respective dates but because of COVID-19 conditions out of the producer's control prevented the actual pricing or sales transaction, these livestock sent to slaughter during that timeframe would be considered sales for CFAP and are eligible to be included in AD-3114, item 21. This provision should only apply to very specific and special circumstances and should be documented and reviewed by COC. The producer must ensure that they certify to the correct livestock category, the number of head that were slaughtered meeting these special provisions of slaughtered and intended to be sold under normal market conditions, and if requested by COC, provide documentation to support the exception. This provision is for commercially produced and marketed livestock and not for livestock slaughtered for personal use and consumption.--\*

**Part 7 (Withdrawn--Amend. 6)**

**Section 1 (Withdrawn--Amend. 6)**

**200, 201 (Withdrawn--Amend. 6)**

**202-204 (Reserved)**





**Section 2 General Program Policies and Provisions****207 Aquaculture****A Eligible Species**

\*--Eligible aquaculture must be grown and harvested in controlled environments, including raceways, ponds, tanks, and recirculating systems. Wild caught aquaculture commodities are not eligible for CFAP. The eligible aquaculture species are:

- Crayfish
- Catfish sold for food fish
- Largemouth Bass, sold live as food fish
- Carp, sold live as food fish
- Hybrid Striped Bass sold for food fish
- Red Drum sold for food fish
- Salmon sold for food fish
- Sturgeon sold for food fish
- Tilapia sold for food fish
- Trout sold for food fish
- Ornamentals/Tropicals, which are propagated expressly for the pet trade
- Recreational Sportfish, which are propagated expressly for recreational purposes in a controlled environment.--\*

## 207 Aquaculture (Continued)

**B Eligible Categories**

Payments will be the sum of:

- 5 percent national price decline: species that suffered a 5 percent-or-greater price loss between January 15, 2020, and April 15, 2020, due to loss of marketing channel due to COVID-19 (using CARES Act funds) for all aquaculture commodities (including crayfish)
- inventory of the aquaculture species (excluding crawfish) that was not sold but was market size and available to be marketed between January 15, 2020, and April 15, 2020, (using CCC funds) for all aquaculture commodities (excluding crayfish)
- inventory that was not sold as of April 15, 2020, due to lack of market and will not be sold in calendar year 2020 (using CCC funds) for crayfish only.

**C Sold Inventory that Suffered Price Decline**

Producers must certify their ownership interest in the inventory sold between January 15, 2020, and April 15, 2020. Payment rates were determined based on the price decline of the specified time period. Eligible species and payment rates (CARES Act) are in the following table.

Commodity	Payment Rate/lb
Crayfish	\$0.65
Largemouth Bass	\$0.51
Carp	\$0.51
Salmon	\$1.14

**Example:** Squidward Starfish is a salmon producer who was able to sell much of their inventory but at a reduced price to The Crab Shack LLC March 3, 2020, to April 10, 2020. The total sales for the time period was 42,490 pounds of fresh salmon. Mr. Starfish will certify to 42,490 on AD-3114, item 26A, Volume of Inventory Sold.

Ineligible inventory includes:

- inventory that is normally culled in advance of shipping or upon delivery
- inventory that was under an agreed upon set price before January 15, 2020, and were or will be paid at that price or higher, do not qualify for assistance, even if the crop was sold between January 15, 2020, and April 15, 2020
- all other species not listed.

## 207 Aquaculture (Continued)

**D Market Size Inventory That Was Not Sold**

Producers must certify their ownership interest in the highest inventory of market ready fish on a date selected by the producer between January 15, 2020, and April 15, 2020. Eligible species and payment rates (CCC Funds) are in the following table.

Commodity	Payment Rate/lb.
*--Catfish for food fish	\$0.07
Largemouth Bass for food fish	\$0.39
Carp for food fish	\$0.39
Hybrid Striped Bass for food fish	\$0.25
Red Drum for food fish	\$0.24
Salmon for food fish	\$0.31
Sturgeon for food fish	\$0.29
Tilapia for food fish--*	\$0.16
Trout for food fish	\$0.11
Ornamentals/Tropicals	\$0.03 per piece
Sportfish/gamefish	\$0.27

**Example:** Up Creek LLC has 100 percent ownership interest of 6 tilapia production ponds, two of the ponds were full of market ready inventory totaling 8,000 pounds. They also have 50 percent ownership with Down Creek Farm of 8 more production ponds, of which 4 contain market ready tilapia inventory totaling 13,000 pounds. Each entity will have a separate application. Up Creek LLC will certify to 14,500 pounds of market ready inventory on AD-3114 item 27A, "Volume of Available Inventory."

Step	Calculation
Determine inventory owned	$8,000 + (13,000 / 2) = 14,500$

Ineligible inventory includes:

- inventory that was not market ready \* \* \*
- inventory that is normally culled in advance of shipping or upon delivery \* \* \*
- \*--fingerling catfish.--\*

## 207 Aquaculture (Continued)

**E Inventory That Was Not Shipped (Delivered) or Remained Unharvested**

\*--For propagated crayfish in a controlled environment that was not sold as of April 15, 2020, due to lack of market and will not be sold in calendar year 2020, the payment rate is \$0.05 per pound.--\*

**Example:** Fresh Pond Farm LLC had 100 percent interest in 3,500 CWT of crayfish that were ready for harvest February 28, 2020. All inventory was ready to be shipped and sold to the contracted buyer. The buyer was unwilling to accept delivery of the product; therefore, they remained on the farm and will be harvested next year. Fresh Pond Farm LLC will certify to 350,000 pounds of “Volume of Inventory Not Sold” on AD-3114, item 28A.

Step	Calculation
Convert inventory from pounds to CWT	$3,500 \times 100 = 350,000$

\*--**Note:** Crayfish that are harvested from the wild and not maintained in a controlled environment are not eligible for CFAP.--\*

**F COC Adjustments**

COC may adjust the “Volume of Inventory Sold” or “Volume Available Inventory”:

- if the quantity is determined to be unreasonable or inaccurate
- to reflect the actual inventory based upon submitted evidence.

**G Payment Calculation**

Payments for eligible aquaculture commodities will be computed as follows:

- Sales: volume (pounds) sold (AD-3114, item 26A) multiplied by the payment rate in subparagraph C
- Unsold: volume of inventory available (pounds or pieces) (AD-3114, item 27A) multiplied by the payment rate in subparagraph D
- Unharvested: volume of crayfish inventory (pounds) (AD-3114, item 27A) multiplied by a payment rate in subparagraph E.

## \*--207 Aquaculture (Continued)

**H Application Examples**

**Example 1, price decline:** Squidward Starfish is a salmon producer who was able to sell much of their inventory but at a reduced price to The Crab Shack LLC March 3, 2020, to April 10, 2020. The total sales for the time period was 42,490 pounds of fresh salmon. Mr. Starfish will certify to 42,490 on AD-3114, item 26A, "Volume of Inventory Sold."

PART F – AQUACULTURE & NURSERY/FLORICULTURE INFORMATION					COC USE ONLY			
25 Commodity	26A Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	26B Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	27A Volume of Available Inventory (see instructions)	27B Value of Inventory Not Sold (as of April 15, 2020)	28A COC Adjusted Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	28B COC Adjusted Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	29A COC Adjusted Volume of Available Inventory (See Instructions)	29B COC Adjusted Value of Inventory Not Sold (as of April 15, 2020)
	42,490							

**Example 2: market ready:** Up Creek LLC has 100 percent ownership interest of 6 tilapia production ponds, two of the ponds were full of market ready inventory totaling 8,000 pounds. They also have 50 percent ownership with Down Creek Farm of 8 more production ponds, of which 4 contain market ready tilapia inventory totaling 13,000 pounds. Each entity will have a separate application. Up Creek LLC will certify to 14,500 pounds of market ready inventory on AD-3114, item 27A, "Volume of Available Inventory."

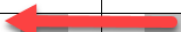
PART F – AQUACULTURE & NURSERY/FLORICULTURE INFORMATION					COC USE ONLY			
25 Commodity	26A Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	26B Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	27A Volume of Available Inventory (see instructions)	27B Value of Inventory Not Sold (as of April 15, 2020)	28A COC Adjusted Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	28B COC Adjusted Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	29A COC Adjusted Volume of Available Inventory (See Instructions)	29B COC Adjusted Value of Inventory Not Sold (as of April 15, 2020)
			14,500					

--\*

## 207 Aquaculture (Continued)

## H Application Examples (Continued)

**Example 3, Crayfish not sold as of April 15:** Fresh Pond Farm LLC had 100 percent interest in 3,500 CWT of crayfish that were ready for harvest February 28, 2020. All inventory was ready to be shipped and sold to the contracted buyer. The buyer was unwilling to accept delivery of the product; therefore, they remained on the farm and will not be harvested in 2020. Fresh Pond Farm LLC will certify to 35,000 pounds of “Volume of Inventory Not Sold” on AD-3114, item 27A.

PART F – AQUACULTURE & NURSERY/FLORICULTURE INFORMATION					COC USE ONLY			
25 Commodity	26A Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	26B Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	27A Volume of Available Inventory (see instructions)	27B Value of Inventory Not Sold (as of April, 15, 2020)	28A COC Adjusted Volume of Inventory Sold (Jan 15, 2020 – April 15, 2020)	28B COC Adjusted Value of Inventory Shipped that Spoiled or Went Unpaid (as of April 15, 2020)	29A COC Adjusted Volume of Available Inventory (See Instructions)	29B COC Adjusted Value of Inventory Not Sold (as of April 15, 2020)
			35,000					

## 208 Nursery and Floriculture

## A Definitions

Nursery - decorative or nondecorative plants grown in a container or controlled environment for commercial sale.

Floriculture - cut flowers and cut greenery from annual and perennial flowering plants grown in a container or controlled environment for commercial sale.

## B Eligible Categories

Producers of nursery and floriculture commodities are eligible for the following categories:

- delivered and unpaid: nursery or floriculture commodities that were shipped but subsequently spoiled or unpaid due to loss of marketing channels between January 15, 2020, and April 15, 2020, due to COVID-19 (using CARES Act funds)
- not delivered: nursery or floriculture commodities that had shipments that did not leave  
\*--the farm between January 15, 2020, and April 15, 2020, because of a complete loss of marketing channel that did not leave the farm by April 15, 2020, and that will not be sold because of lack of markets (using CCC funds).--\*

**\*--208 Nursery and Floriculture (Continued)****C Inventory That Was Shipped (Delivered) but Subsequently Spoiled or Unpaid**

Producers must certify their ownership interest in the wholesale value of commodities that were shipped (delivered) between January 15, 2020, and April 15, 2020, for which no payment was received or will be received.

Shipped (delivered) inventory that is donated for which no payment was received or will be received is eligible.

**Example:** Flora Farmer had 100 percent interest in 10 boxes of peonies with a wholesale value of \$1,500 delivered to a wedding venue on the 1st and 15th of each month from January 15, 2020, through April 15, 2020. Although there was a contract with an agreed-upon price, there was no price guarantee. The venue paid for the shipments received during January and February 2020, but beginning with the March 2020 shipments, the venue had zero events, the flowers spoiled, and Ms. Farmer was not paid and will certify to \$6,000 as the “Value of inventory Shipped but Not Sold and Unpaid” on AD-3114, item 26B.

<b>Month</b>	<b>Shipment</b>
January 15	Received compensation
February 1	Received compensation
February 15	Received compensation
March 1	\$1,500 unpaid/spoiled
March 15	\$1,500 unpaid/spoiled
April 1	\$1,500 unpaid/spoiled
April 15	\$1,500 unpaid/spoiled
<b>Total</b>	\$1,500 x 4 spoiled shipments = \$6,000

Inventory that may be sold after April 15, 2020, is not eligible.--\*

## 208 Nursery and Floriculture (Continued)

**D Inventory That Was Never Sold and Subsequently Destroyed**

For commodities that had shipments that did not leave the farm, were donated, or mature nursery or floriculture commodities that were destroyed (not delivered) due to the COVID-19 pandemic, the wholesale value of inventories not shipped as of April 15, 2020, are eligible.

The requirement to report inventory is based on each producer's nationwide ownership interest in the crop, regardless of where the crop was produced or where the it is stored.

\* \* \*

**Example:** The Nursery LLC has two operations, one located in Windham County, CT and one located in Norfolk County, MA. The Nursery LLC had 100 percent ownership of 400 Easter lilies valued at \$4,800 grown in CT, 300 were sold and 100 were disposed of (valued at \$1,200) due to a lack of market because of COVID-19. The Nursery LLC had 50 percent ownership of 250 tulips with a wholesale value of at \$2,500 in MA, 50 were sold and 200 were disposed of (valued at \$2,000) due to a lack of market because of COVID-19. The Nursery LLC will report an inventory value \$2,200. (100 percent of \$1,200 + 50 percent of \$2,000) as the inventory that was never sold on AD-3114, item 27B.

Step	Calculation
Determine value of inventory owned in CT	$\$1,200 \times 100\% = \$1,200$
Determine value of inventory owned in MA	$\$2,000 \times 50\% = \$1,000$
Determine total value of inventory never sold	$\$1,200 + \$1,000 = \$2,200$

Ineligible nursery or floriculture commodities are:

- inventory or in storage that may be sold after April 15, 2020
- inventory that is normally culled in advance of shipping or upon delivery are not eligible
- inventory sold at a discount price.



## 221 Eligible Crops (Continued)

## B Eligible Specialty Crop Types and Uses (Continued)

Crop Name	Crop Code	Type	Intended Use
Maple Sap	0100	Syrup Only	PR
Marjoram	5000	Marjoram	FH, PR
*--Mesculin Mix--*			
Microgreens (All Other)			
Mint	5000	All	FH, PR
Mushrooms	0403	All	FH, PR
Mustard greens	4000	All mustard green types	FH, PR
Nectarines	0250	All	FH, PR
Okra	0286		FH, PR
Onions, dry	0142	All other than Green	FH, PR
Onions green	0142	Green	FH, PR
Oranges	0023	All	FH, JU, PR
Oregano	5000	Oregano	FH, PR
Papaya	0181	All	FH, PR
Parsley, other	5000	Parsley	FH, PR
Parsnips	0338		FH, PR
Passion Fruit	0502		FH
Peaches	0034	All	FH, PR
Pears	0144	All	FH, JU, PR
Peas, Green	0067	<ul style="list-style-type: none"> <li>English/Garden</li> <li>Snap</li> <li>Sugar</li> <li>Snow</li> </ul>	FH, PR
Pecans	0146	All	
Peppermint	5000	Peppermint	FH, PR
Peppers, bell type	0083	Green bell	FH, PR
Peppers, other	0083	All except green bell	FH, PR
Persimmons	0465		FH, PR
Pineapples	0185	All	
Pistachios	0470		
Plantains	0186		FH, PR
Pomegranates	0467		FH, JU, PR
Potatoes, fresh – other	0084	All varieties except Russets	FH
Potatoes, fresh – Russets	0084	All Russet varieties	FH
Potatoes, processing	0084	All	PR
Potatoes, seed	0084	All	SD
Pummelos	0906		FH, PR
Pumpkins	0147	<ul style="list-style-type: none"> <li>All</li> </ul>	FH, PR

## 221 Eligible Crops (Continued)

## B Eligible Specialty Crop Types and Uses (Continued)

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Crop Name	Crop Code	Type	Intended Use
Radicchio	0511	<ul style="list-style-type: none"> <li>Common</li> <li>Witloof</li> </ul>	FH
Raspberries (Caneberries)	6000	<ul style="list-style-type: none"> <li>Black</li> <li>Red</li> </ul>	
Rhubarb	0335		FH, PR
Rosemary	5000	Rosemary	FH, PR
Rutabagas	0339		FH, PR
Sage	5000	Sage	FH, PR
Sapote	0998	Mamey	FH, PR
Savory	5000	Savory	FH, PR
Shallots	0533		FH
Sorrell	4000	Sorrell	FH, PR
Spearmint	5000	Native/Scotch	FH, PR
Spinach (Greens)	4000	<ul style="list-style-type: none"> <li>Chinese</li> <li>Leaf</li> <li>Vine</li> <li>Water</li> </ul>	FH, PR
Squash	0155	All	FH, PR
Strawberries	0154		FH, PR
Sugarcane, table	0038		FH
Sweet corn	0041	<ul style="list-style-type: none"> <li>Bicolor</li> <li>White</li> <li>Yellow/ golden early</li> <li>Yellow/ golden late</li> </ul>	FH, PR
Sweet potatoes	0156	All	FH, PR
Swiss Chard	4000	<ul style="list-style-type: none"> <li>Green Swiss chard</li> <li>Red Swiss chard</li> </ul>	FH, PR
Tangelos	0024	All	FH, JU, PR
Tangerines	0048	All	FH, JU, PR
Taro	0535	All	FH, PR
Thyme	5000	Thyme	FH, PR
Tomatoes	0087	All	FH, PR
Turmeric	5000	Turmeric	FH, PR
Turnip Tops Greens	4000	Turnip	FH, PR
Turnips	0160	Hybrid/Open Pollinated	FH, PR

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## 221 Eligible Crops (Continued)

## B Eligible Specialty Crop Types and Uses (Continued)

Crop Name	Crop Code	Type	Intended Use
Upland/Winter Cress			
Walnuts	0029	All	
Watercress	0613		FH, PR
Watermelons	0757	All	FH, PR
Yautia/Malanga (Open Dasheen)	0177		FH
*--Yuca (Cassava)--*	0174	All	FH

**Note:** Crop name is identified on the application and may specify only 1 type; however, all types and uses identified in the above table are eligible. For example: Red Raspberries are a type (RED) within crop code 6000 (Caneberries). Although the drop down on the application may reflect Raspberry (6000)/RED, both black (BLK) and red (RED) types as specified in the above table are eligible for CFAP.



## Section 3 Payments

## 235 Specialty Crop Payment Components

## A Payment Rates

CFAP payment rates are determined by the Secretary. There is one payment rate nationwide per crop and for each of the 3 categories (sales, delivered and unpaid, and not delivered). CFAP payments are paid using two separate funds (CARES Act and CCC); however, the payment will be paid in 1 amount.

Payment rates for specialty crops are listed in this table.

\*--

Specialty Crops	CARES Act Sales (\$/pound)	CARES Act Delivered that Spoiled or Unpaid (\$/pound)	CCC Not Delivered (Unharvested) (\$/acre)
Alfalfa Sprouts		\$8.14	\$5,465.63
Almonds	\$0.26	\$0.57	\$237.60
Aloe Leaves	\$0.06	\$0.19	\$2,848.00
Anise	\$0.88	\$0.81	\$96.00
Apples	\$0.05	\$0.22	\$1,500.00
Artichokes	\$0.88	\$0.69	\$1,690.00
Arugula		\$4.64	\$9,100.00
Asparagus		\$0.25	\$182.00
Avocados		\$0.14	\$153.60
Bananas	\$0.34	\$0.20	\$752.00
Basil	\$0.30	\$1.65	\$1,920.00
Batatas		\$0.32	\$1,307.40
Bean Sprouts		\$0.26	\$60.00
Beans	\$0.17	\$0.16	\$233.79
Beets		\$0.30	\$2,160.00
Blueberries	\$0.20	\$0.93	\$1,193.40
Bok Choy	\$0.22	\$0.23	\$700.00
Broccoli	\$0.62	\$0.49	\$1,563.00
Brussels Sprouts	\$0.26	\$0.34	\$1,260.00
Cabbage	\$0.04	\$0.07	\$367.30
Caneberries - Blackberries	\$1.72	\$2.11	\$2,615.80
Caneberries - Raspberries	\$0.44	\$1.69	\$4,455.00
Cantaloupe		\$0.14	\$718.20
Carambola (Star Fruit)		\$0.58	\$4,400.00
Carrots	\$0.02	\$0.11	\$1,251.40
Cauliflower	\$0.11	\$0.31	\$1,327.20

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## 235 Specialty Crop Payment Components (Continued)

## A Payment Rates (Continued)

Specialty Crop	CARES Act Sales (\$/pound)	CARES Act Delivered that Spoiled or Unpaid (\$/pound)	CCC Not Delivered (Unharvested) (\$/acre)
Celeriac-Celery Root		\$0.52	\$2,000.00
Celery		\$0.07	\$560.00
Cherimoya	\$1.83	\$0.98	\$1,922.80
Chervil, French Parsley	\$2.74	\$8.09	\$15,800.00
Chives		\$1.32	\$4,680.00
Cilantro/Coriander	\$0.19	\$0.23	\$860.00
Citron	\$0.32	\$0.26	\$1,780.00
Coconuts		\$0.25	\$450.00
Collard Greens	\$0.04	\$0.21	\$560.00
Cucumbers	\$0.18	\$0.17	\$444.90
Curry Leaves	\$2.40	\$5.25	\$927.00
Daikon (Radish)		\$0.19	\$368.00
*--Dandelion Greens--*	\$0.06	\$.26	\$700.00
Dates		\$1.44	\$2,234.40
Dill		\$5.38	\$5,250.00
Donaqua (Winter Melon)	\$1.42	\$0.60	\$4,800.00
Dragon Fruit (Red Pitaya)		\$1.03	\$3,800.00
Eggplant	\$0.07	\$0.15	\$412.71
Endive	\$0.04	\$0.15	\$900.00
Escarole	\$0.11	\$0.18	\$1,200.00
Filberts (Hazel Nuts)	\$0.41	\$0.67	\$228.80
Frisee		\$0.69	\$4,200.00
Garlic	\$0.17	\$1.10	\$3,410.00
Grapefruit		\$0.11	\$496.76
Greens - Others Not Listed	\$0.08	\$0.16	\$420.00
Greens - Spinach	\$0.37	\$0.37	\$1,022.00
Guava	\$1.52	\$1.73	\$6,800.00
Horseradish		\$3.72	\$4,380.00
Kale		\$0.22	\$748.00
Kiwifruit		\$0.44	\$2,106.00
Kohlrabi		\$0.24	\$189.06
Kumquats	\$1.28	\$1.76	\$2,822.00

## 235 Specialty Crop Payment Components (Continued)

## A Payment Rates (Continued)

Specialty Crop	CARES Act Sales (\$/pound)	CARES Act Delivered that Spoiled or Unpaid (\$/pound)	CCC Not Delivered (Unharvested) (\$/acre)
Tangelos	\$0.05	\$0.22	\$561.60
Tangerines	\$0.05	\$0.25	\$1,531.10
Taro	\$0.12	\$0.29	\$577.80
Thyme		\$2.63	\$2,731.05
Tomatoes	\$0.64	\$0.38	\$6,122.90
Turmeric		\$1.05	\$8,860.00
Turnip Tops		\$0.19	\$560.00
Turnips		\$0.20	\$960.00
Upland/Winter Cress		\$2.18	\$1,182.50
Walnuts	\$0.26	\$0.34	\$250.60
Watercress		\$2.18	\$1,182.50
Watermelons	\$0.04	\$0.06	\$363.90
Yautia/Malanga	\$0.48	\$0.42	\$11,840.00
Yuca/Cassava		\$0.16	\$2,964.00

\*-- \*The rates for Maple Sap (Maple Syrup) are \$/gallon.--\*

## 235 Specialty Crop Payment Components (Continued)

### B Payment Calculation

Payments for eligible specialty crops will be computed as follows:

- Sales: Quantity (volume) sold (AD-3114, item 32) multiplied by the “Sales” payment rate in subparagraph A
- Delivered or Unpaid: Quantity (volume) shipped but subsequently spoiled or was unpaid (AD-3114, item 33) multiplied by the “Delivered that Spoiled or Unpaid” payment rate in subparagraph A
- Not Delivered: Acres unharvested or with production not sold including donations (AD-3114, item 34) multiplied by the “Not Delivered (Unharvested) payment rate in subparagraph A.

**Note:** The “Not Delivered” payment rate is based on a national crop yield multiplied a per pound payment rate.

If AMS adjusts the amounts certified in items 32 through 34 of AD-3114 (recorded in items 35 through 37, respectively, of AD-3114), the adjusted amounts will be used in the payment computation.

**Notes:** AMS does not have sufficient information to adjust the amounts until or unless records are provided; therefore, payments will be made based on producer certification subject to spot check.

If the County Office has significant concerns about the amounts to which a producer certified on the AD-3114, reach out to the applicable State Office program specialist who may contact Charles D. Stephens, Associate Deputy Administrator, Specialty Crops Program, by e-mail to [charlesd.stephens@usda.gov](mailto:charlesd.stephens@usda.gov) or by telephone at 202-720-6394. If contacting by e-mail, include “CFAP Inquiry” and the State and county name in the “Subject” line. Include Jenae Prescott by e-mail to [jenae.prescott@usda.gov](mailto:jenae.prescott@usda.gov) and Tona Huggins by e-mail to [tona.huggins@usda.gov](mailto:tona.huggins@usda.gov) in all communications.