

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

**Direct and Counter-Cyclical Program and
Average Crop Revenue Election for 2009
and Subsequent Crop Years
1-DCP (Revision 3)**

Amendment 14

Approved by: Acting Deputy Administrator, Farm Programs



Amendment Transmittal

A Reasons for Amendment

Paragraphs 6 and 445.5, and Exhibit 1 have been amended to remove the redelegation restriction of approving CCC-509's enrolled after June 1. Any CCC-509 late-file enrolled from June 2 through August 1 of the contract year **may** now be considered routine late-filed enrollments.

This amendment authorizes CED, when the redelegation has been provided by COC, to approve routine CCC-509's. This amendment does not require any action by COC. If the redelegation to approve CCC-509 has been provided by COC, this redelegation is still in effect.

Page Control Chart		
TC	Text	Exhibit
	1-7, 1-8 7-62.5, 7-62.6	1, page 3

6 COC Responsibilities

A Responsibility

COC shall ensure that CED follows provisions in this handbook.

B Redelegation of Authority

COC may redelegate authority to approve CCC-505's, CCC-509's, CCC-509ACRE's, and FSA-658's to CED, in routine cases. Redelegations of authority to sign for COC shall be in writing.

***--Notes:** Routine cases include approval of successor-in-interest cases and CCC-509's late-file enrolled through August 1.--*

* * *

Delegated authority to approve FSA-658's is for the 2009 crop year and all future years.

C Providing Information

COC shall ensure that producers receive complete and accurate program information about DCP and the ACRE Program by providing information through the following:

- program leaflets, newsletters, and print media
- meetings
- radio, television, and video.

COC shall ensure that DCP and ACRE Program provisions are publicized timely and that outreach efforts are documented, to include information about the following general provisions and other important items:

- planting flexibility, including whether the county is designated as a double-cropping region
- payment calculations
- limitations and restrictions on FAV and wild rice planting, including acre-for-acre payment reduction and violation provisions

6 COC Responsibilities (Continued)

C Providing Information (Continued)

- signature requirement to enroll resulting farms, following a farm reconstitution
- signature requirements for **all** producers on a farm for designating CCC-509 shares, revising CCC-509 for successions-in-interest, and filing AD-1026, CCC-902's, CCC-926, and any other applicable forms
- consequences of not meeting deadlines
- refunding of any unearned partial counter-cyclical payment when actual market prices exceed the projected market prices used in determining the partial payment rates.

Note: The * * * Average Crop Revenue Election (ACRE) Program Fact Sheet and Backgrounder (Exhibit 4) may be used to provide some of the information in this subparagraph.

D Appeals

COC shall:

- handle appeals according to 1-APP
- record and document determinations in the COC minutes.

E Documenting Program Determinations

In a timely manner, COC shall ensure thorough documentation of program determinations in the COC minutes and include the following:

- all factors considered
- justification and rationale of all determinations
- reference to applicable handbook procedures.

445.5 Enrollment (Continued)**B Enrollment of Base Acres on a Farm**

Producers who enroll a farm in DCP shall enroll all base acres on the farm. Enrollment of only part of the base acres of a farm is not allowed.

C Late-Filed CCC-509's

There are no late filed provisions for 2008 and 2009.

The CCC-509 enrollment deadline is June 1 (August 14, 2009, for 2009) of the applicable contract year.

The following apply to the 2010 contract year and subsequent contract years.

- DAFP has authorized a late-file CCC-509 enrollment period through August 1 of the applicable contract year. Unless there is some prohibition in 1-APP, CCC-509's for 2010 or subsequent crop year enrollments, or requests to withdraw (see 1-DCP, paragraph 14), that satisfy all other program requirements and that are submitted to FSA by August 1 of the applicable contract year, will be considered timely filed.
- STC's are delegated program relief authority and equitable relief authority under the misaction/misinformation provisions to approve CCC-509's satisfying all other program requirements that are submitted from August 2 through August 31 of a contract year.

***--Note:** The enrollment deadline is June 1. STC's have this delegated relief authority; however, producers seeking relief are responsible for explaining why equitable relief is warranted.--*

- STC's may consider and make appropriate recommendations of equitable relief, under the misinformation/misaction provisions **only**, for CCC-509's enrolled from September 1 through September 30 of the contract year. STC's should only submit cases that have documentation of erroneous information, advice, or action of an authorized FSA representative on which the enrollee relied to the enrollee's detriment. STC is under no obligation to consider any request for relief nor is STC obligated to forward any request for relief to DAFO. The enrollment deadline is June 1 of the contract year. STC's are merely given the discretionary authority.--*

445.5 Enrollment (Continued)

D Timeline for DCP/ACRE Enrollment

The following chart and legend provide the timeline for DCP/ACRE enrollment over the course of 1 FY year implementing the rule in subparagraph 445.5 C.

Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep

IF enrollments occur in the contract year from...	THEN contract approval authority is...	AND authority to load software is...
Oct 1 through June 1	COC or CED, if *--redelegated--*	County Office.
June 2 through August 1		County Office for 2011 and subsequent years.
August 2 through August 31	STC	State Office.
September 1 through September 30	DAFP	State Office.

Reports, Forms, Abbreviations, and Delegations of Authority (Continued)

Abbreviations Not Listed in 1-CM

The following abbreviations are not listed in 1-CM.

Approved Abbreviations	Term	Reference
CIMS	Comprehensive Information Management Systems	188
PTPP	Planting Transferability Pilot Project	76-82, 333, 445, 501, 502, 532

Redelegations of Authority

COC may redelegate authority to approve CCC-505's, CCC-509's, CCC-509ACRE's, and FSA-658's to CED, in routine cases. * * * Redlegation shall be documented in COC minutes.

