

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

Acres and Compliance Determinations
2-CP (Revision 15)

Amendment 79

Approved by: Acting Deputy Administrator, Farm Programs



Amendment Transmittal

A Reason for Amendment

Subparagraph 24 F has been amended to reflect the availability of automated CCC-576 for 2013 and subsequent crop years for all crops.

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TC	Text	Exhibit
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24 Prevented Planting Acreage (Continued)

D Exceptions for Ineligible Prevented Planted Acreage When Surface Water Is Reduced (Continued)

<p>IF source information indicates normal snow pack, precipitation, and inflows beginning on the prior years' RMA or NAP normal harvest date for the crop would have provided enough water for the current year to carry out the irrigated practice to produce the crop on...</p>	<p>BUT...</p>	<p>THEN prevented planted credit...</p>
<p>part of the crop acreage</p>	<p>because of drought conditions the water level is reduced to an extent that the indicated water is not received which further decreases the acreage expected to be available to plant the crop</p>	<p>will be limited to the part of the acreage that could not be planted based on the initial water expected to be available as indicated, if all other requirements are met.</p>
<p>Example: Producer normally irrigates 100 acres. Producer expects to receive enough water to plant 50 acres (normal snow pack, precipitation, and inflows during the covered time period would have provided enough water to plant 50 acres). Producer is able to only plant 25 acres and is unable to plant the remaining 25 acres because of the reducing of irrigation water because of drought. Only 25 acres would be eligible for prevented planted credit.</p> <p>Note: * * * Eligible prevented planting acreage will be based on the irrigated acreage expected to be available for the current crop year.</p>		

Example: Lettuce (LEF):

- 2007 sales closing date: March 15, 2007
- 2007 normal harvest date: October 31, 2007
- 2008 sales closing date: March 15, 2008
- 2008 normal harvest date, October 31, 2008.

In this situation COC would look at the availability of normal snow pack, precipitation, and inflows as of October 31, 2007, to determine eligibility for prevented planted credit for the 2008 crop year.

Note: If source information indicates drought conditions **before the prior years' RMA or NAP normal harvest date** for the crop are such that a normal snowpack, precipitation, and inflows after that date would still not produce adequate water to provide sufficient water to irrigate the crop acreage for the current crop year, then prevented planted credit shall not be considered for the acreage because the disaster conditions occurred before the time period considered for the current year.

24 Prevented Planting Acreage (Continued)

E Exceptions for Ineligible Prevented Planted Acreage When Ground Water Is Reduced

If source information is not available to indicate the amount of irrigation water that would be provided from snow pack, precipitation, and inflows beginning on the prior years' RMA or NAP normal harvest date for the crop, then for the current year prevented planted credit will be restricted to the amount of crop acres irrigated in the previous year.

Example: Producer normally irrigates 1000 acres from well water. In 2006, producer plants 750 acres and is prevented planting on 250 acres because of drought. For the 2007 crop year, there is no information available as to the amount of well water that would be available to irrigate the acreage under normal snow pack, precipitation, and inflow conditions. Ultimately for 2007, the producer receives enough water to irrigate 650 acres. Only 100 acres would be eligible for prevented planted because eligibility is determined based on the 750 planted acres irrigated in 2006.

F Timely Reporting of Prevented Planting

To be considered timely, producers who request prevented planting acreage credit must report the acreage on FSA-578 and complete CCC-576, Part B within 15 calendar days after the final planting date. * * *

Notes: County Offices shall use established final planting dates according to subparagraph 16 A.

After CCC-576 is submitted, it **cannot** be withdrawn or revised.

G Late-Filed Prevented Planting Acreage Claim

If prevented planting acreage is reported on FSA-578 and CCC-576, Part B is filed beyond the period identified in subparagraph F, COC shall consider acceptable CCC-576's that are filed at such time to permit COC or their authorized representative the opportunity to:

- make a farm visit to verify the eligible disaster conditions which prevented the specific acreage or crop from being planted
- determine, based on information obtained by visual inspection of the specific acreage or crop, that eligible disaster conditions, such as damaging weather or other adverse natural occurrences, rather than other factors, prevented the acreage or crop from being planted.

Prevented planting **shall be denied** in each case where CCC-576, Part B is submitted beyond the period specified in subparagraph F and at a time that would not permit COC or an authorized representative the opportunity to make a farm visit to inspect the specific acreage or crop to verify eligible disaster conditions that prevented the acreage or crop from being planted.