



August 2008

SANILAC FSA County Office News

USDA Service Center

Sanilac County FSA
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www.fsa.usda.gov/mi

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

Website
www.fsa.usda.gov

County Committee
Mary Nichol, Chair
Mike Bender, Vice Chair
Mark Stone, Member

County Executive Director
Rosemarie Gallagher

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YES, THERE IS A FARM BILL!

2008 Annual Direct Counter-Cyclical Program (DCP) Information.

ATTENTION ANY FARMER WHO REPORTED ACRES PRIOR TO JUNE 25TH, YOU NEED TO ENROLL IN DCP TO RECEIVE PAYMENT! Call for an appointment today.

Sign up for the 2008 DCP began on June 25, 2008 and will run through September 30, 2008. The 2008 Farm Bill provides a continuation of the DCP program for 2008. The base acres that were in effect in 2007 will be in effect for 2008 and payments will be computed on 85% of the base acres.

The Direct payment rates are:

- Corn - \$.28/bu.
- Soybeans - \$.44/bu
- Wheat - \$.52/bu

One change is that the new Farm Bill prohibits direct payments to farms if the base acres are 10 acres or less, unless the farm is wholly owned by a socially disadvantaged farmer or limited resource farmer.

All contracts must be signed by SEPTEMBER 30, 2008. Please call to make an appointment. Prior to sign-up:

- Report any farm changes - report any farming operation changes so that we can keep your record current. This includes changes in landownership or operators.
- If the land in your operation hasn't changed, do you have a signed lease from the landowner?
- A signed rental agreement or the landowner's signature on the DCP

Contract is required by 9/30/08.

- All farmers who produce a crop on the base acres are entitled to share in the DCP payment. Landowners who do not have an interest in the crop are not eligible to receive a DCP payment.
- Plan to update your payment limitation documents and other program eligibility records if necessary.
- Reconstitutions – changes that require farm reconstitutions should be reported as soon as possible so we can update your records. Farm divisions should be considered when you do not have a firm lease. We cannot enroll a farm with changes pending, so please let us know of your changes well before your appointment to sign up.

Payment Limitation and Payment Eligibility

- For 2008 programs, all current rules and procedures are applicable
- In 2009 average Adjusted Gross Income, AGI limits have changed. Restrictions are as follows:
 - Non Farm AGI greater than \$500,000 – no eligibility for price support or DCP
 - Farm AGI greater than \$750,000 – no eligibility for direct payments for DCP
 - If AGI is greater than \$1 million - no eligibility for conservation programs unless 66.66% if derived from farming, ranching, or forestry operations
 - Non Farm AGI greater than \$1 million- no eligibility for conservation program benefits
- Payment Limitation Controls will be established in 2009 which will credit individuals and entities with both the amount of payments they receive directly and also the amount they are considered to have received indirectly by holding an interest in an entity receiving payment.



Appointments Recommended

We recommend you call to make an appointment before coming to the office to conduct business. This will enable us to prepare any necessary paperwork and research issues before your appointment. We realize how important your time is, and this will reduce the amount of time that you have to wait in the office.



Preventing Fraud

The Farm Service Agency supports the Risk Management Agency in the prevention of fraud, waste and abuse of the Federal Crop Insurance Program. FSA has been, and will continue to, assist RMA and insurance providers by monitoring crop conditions throughout the growing season. FSA will continue to refer all suspected cases of fraud, waste and abuse directly to RMA. Producers can report suspected cases to the county office staff, the RMA office, or the Office of the Inspector General.

Supplemental Disaster Assistance Programs for 2008

ALL PLEASE TAKE NOTE!!! The 2008 Farm Bill appropriated for Supplemental Disaster Programs

- SURE – Supplemental Revenue Assistance Payments
- Livestock Forage Disaster Program (LFP)
- Tree Assistance Program (TAP)
- Emergency Assistance for Livestock, Honey Bees, and Farm Raised Fish (ELAP)
- Livestock Indemnity Program (LIP)

For producers to be eligible they must purchase at least the CAT level of crop insurance for all insurable crops and/or NAP coverage for non-insurable crops on **all crops in all counties**. Sales closing dates have passed for 2008. However, farmers may obtain a waiver for 2008 only; by paying an administrative fee of \$100 per crop not to exceed \$300 for the county or \$900 total for all counties. This buy in fee is non-refundable and must be paid no later than **September 16, 2008**.

Contact office for more details. Please note all crops in all counties must be waived or covered to qualify for 2008 assistance.

Thinking of Tiling or Clearing land?

Don't forget the Highly Erodible Land and Wetland Provisions. Bringing new land into production by **clearing trees, excavation, improving drainage by tiling or dredging are potential violations of the HEL/WC rules**. Before you begin any land conversion project, please come into the county office to file form AD-1026. Natural Resources Conservation Service will make an evaluation of your land to determine how to manage the wet areas of your land most efficiently. Checking ahead of time will help keep you eligible for USDA benefits.

Non-insured Crop Disaster Assistance Program (NAP)

Policy holders are reminded that they must submit a "Notice of Loss" (FSA-576) within 15 days of when the loss becomes apparent. If you have noticed that your crop might be light due to the frosts or hail that we had this spring, contact the office so that we have the opportunity to take a look at your crop. For those of you that have filed a notice of loss, you need to keep us informed of your harvest decisions. If you are not going to harvest all or part of a block, an appraisal will need to be completed on that block. This appraisal will be used in calculating your loss claim.

Remember we need to know the amount of crop sold from previous years in order to establish your actual production history (APH). Your APH is used to calculate your loss payment. This production evidence must be supplied to the COF by July 15th.

New 2009 NAP rates will increase to \$250.00 per crop, \$750.00 per county, and \$1,875.00 per producer for all counties.

Late application provisions are in place to help accommodate NAP sales closing deadline dates for 2009 crops with 2008 sales closing dates. Please contact this office for additional information.

Beginning Farmers & Ranchers

If you are a farmer or rancher who has substantially participated in the farming operation for at least three years but no more than 10 years, you may qualify for beginning farmer targeted loan funds with the Farm Service Agency.

The program is designed to assist these farmers by providing direct and guaranteed loans when they are unable to obtain financing from commercial credit sources.

If you believe this program could be of benefit to you, please contact the county office for more information. FSA loan officials will be happy to arrange an appointment to meet with you and discuss your options

Foreign Buyers Notification

The Agricultural Foreign Investment Disclosure Act (AFIDA) requires all foreign owners of U.S. agricultural land to report their holding to the Secretary of Agriculture. Foreign persons who have purchased or sold land in the county are required to report the transaction to FSA within 90 days of the closing. Failure to submit the AFIDA form could result in civil penalties of up to 25% of the fair market value of the property.



Bank Account Changes

All FSA payments are to be made by direct deposit unless there is a financial hardship to prevent it. Producers need to notify us when accounts change to prevent a delay in payments.

Average Crop Revenue Election (ACRE) Program

The 2008 Farm Bill authorizes ACRE program payments. Beginning with the 2009 crop year, producers will have the option to participate in a state-level revenue protection program instead of the counter-cyclical program.

In crop years 2009 through 2012, producers who make an irrevocable election to receive ACRE Program payments will:

1. not receive counter-cyclical payments on enrolled farms.
2. be subject to a 20 percent reduction in direct payments for all covered commodities on enrolled farms.
3. be subject to a 30 percent reduction in marketing assistance loan rates for all covered commodities on enrolled farms.

If actual state per acre revenue is less than the guarantee and if a producer suffers an actual revenue loss for the crop on the farm, then the producer will receive an ACRE payment equal to the difference between the state per-acre revenue guarantee and the state actual revenue calculation paid on 83.3 percent (85 percent for 2012) of the acres planted to the cover commodity on the farm.

Crop Disaster Program 2005-2007

CDP has been expanded to provide benefits for losses suffered in 2005, 2006, or 2007. Producers must choose only one year to receive benefits. Only producers who purchased crop insurance or Non Insured Assistance Program coverage for the year of loss will be eligible for CDP benefits. Losses must have exceeded 35%. The payment rate is set at 42% of normal price. Producers who have already received benefits for 2005 or 2006 can file an application for 2007 losses. If losses were greater in 2007 additional benefits will be paid.

The CDP now provides benefits to farmers who suffered *quality* losses (as well as quantity losses) from natural disaster and related conditions to 2005, 2006 or 2007 crops. Contact the office for further details.

Note: ONLY CROPS COVERED BY AN INSURANCE or NAP POLICY ARE ELIGIBLE

Signature Authority Requirements

County Offices are required to verify that a signature authority is on file in the county office before accepting a signature on any program or related documents on behalf of another.

Producers can present evidence of signature authority such as presentation of the original document, such as corporate charter, bylaws, court orders of appointment, trust agreement, last will and testament, or articles of partnership.

The FSA-211, Power-of Attorney form can also be completed to grant signature authority to another individual or entity.

With the New Farm Bill enactment, any FSA-211, Power of Attorney form that was filed previously and did not have the "current and future programs" area identified will not be acceptable for forms signed after 5-22-2008. This may mean that another power of attorney form will need to be signed by the grantor.

Spouses may sign documents on behalf of each other for FSA and CCC programs in which either has an interest, unless written notification denying a spouse this authority has been provided to the county office. This procedure does not apply to the commodity loan or Loan Deficiency Program. Spouses must have an FSA-211 on file to sign commodity loan documents or loan deficiency applications on behalf of each other.

Spouses may not sign FSA-211 on behalf of the other as an authorized signatory for partnerships, joint ventures, corporations or other similar entities.

Please contact this office for specific signature authority documents needed.



SPECIAL ACCOMODATIONS

Special accommodations will be made upon request for individuals with disabilities, vision impairment or hearing impairment. If accommodations are required, individuals should contact this County Office in person or by phone.

Loans Available for Beginning Farmers, Socially Disadvantaged

FSA is authorized to assist beginning farmers and members of socially disadvantaged groups to finance agricultural enterprises. Under these programs, FSA can provide financing to eligible applicants through either direct or guaranteed loans. FSA defines a beginning farmer as a person whom: Has operated a farm for not more than 10 years. Will materially and substantially participate in the operation of the farm. Agrees to participate in a loan assessment, borrower training and financial management program sponsored by FSA. Does not own a farm in excess of 30% of the county's median size.

Real Estate for Sale Visit the following web site for government owned farms, houses, lots & buildings.
<http://www.resales.usda.gov>

August 15	Final date for 2008 crop reporting
Sept 1	Office Closed – Labor Day
Sept 16	Final date to purchase buy-in for FCIC or NAP crops
Sept 30	DCP/CC Program Sign-up ends
Sept 30	Final date to submit producer and landowner signatures
Continues	Continuous Conservation Reserve Program
Continues	Farm Storage/Facility Loan
Continues	Crop Disaster Program Signup for 2005, 2006 & 2007 for Quality and Quantify losses



The U.S. Department of Agriculture (USDA) prohibits discrimination in all its program and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

To file a complaint of Discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW., Washington, DC 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.