

For: State and County Offices

Farms With 10.0 or Less Base Acres

Approved by: Acting Deputy Administrator, Farm Programs



1 Overview

A Background

The Food, Conservation, and Energy Act of 2008 (the 2008 Act), Pub. L. 110-246, was enacted on June 18, 2008. The 2008 Act, Section 1101(d) provides that a producer on a farm may **not** receive direct payments, counter-cyclical payments, or average crop revenue election payments if the sum of the base acres of covered commodities and peanuts on the farm is 10.0 acres or less.

This provision does **not** apply if a farm is owned by either of the following:

- socially disadvantaged farmer or rancher
- limited resource farmer or rancher.

A notice to 73 FR 36839 was published on June 30, 2008, about the 2008 Act. In part, the notice provides the following:

“A producer on a farm may not receive DCP payments if the sum of the base acres of covered commodities and peanuts on the farm is 10 acres or less. However, such prohibition does not apply to a farm that is wholly owned by socially disadvantaged or limited resource farmers or ranchers, as provided by Section 1101 of the 2008 Farm Bill. If the farm is owned by a legal entity, such as a corporation, each shareholder, partner, or member of the entity must be a socially disadvantaged or limited resource farmer or rancher.”

State and County Offices have requested a report that provides, by county, farms that contain 10.0 or less base acres. A web-based report has been requested, but has **not** yet been developed. In the meantime, County Offices can print a System 36 query that lists all farms in a county that contain 10.0 or less base acres.

Disposal Date	Distribution
June 1, 2009	State Offices; State Offices relay to County Offices

Notice CM-604

1 Overview (Continued)

B Purpose

This notice provides County Offices with instructions for running the System 36 query.

C Query Availability

The query will be included in County Release No. 646, which will be in the field on or about August 1, 2008.

2 Query

A Running the Query

County Offices shall run the query according to the following table.

Step	Menu/Screen	Action
1	FAX250	ENTER "3" or "4", "Application Processing", and PRESS "Enter".
2	FAX07001	ENTER "11", "PFC/DCP/Compliance", and PRESS "Enter".
3	M00000	ENTER "2", "Farm Records Management", and PRESS "Enter".
4	MC0097	On the command line, ENTER "TENACRE,QRPRADJ1" and PRESS "Enter".