

For: State and County Offices

Participant Certification of Grazing Loss for Livestock Assistance Program (LAP)

Approved by: Acting Deputy Administrator, Farm Programs



1 Overview

A Background

The National Office has received questions and concerns about livestock producers not being allowed to certify to their grazing losses for LAP in cases where COC believes the producer's grazing losses were less than 40 percent.

4-DAP (Rev. 1):

- subparagraph 12 C provides that producers with eligible livestock must certify the percent of grazing losses for each type of grazing
- subparagraph 17 B provides that it is the producer's responsibility to provide and certify their individual grazing loss, by grazing type, during the payment period
- subparagraph 17 C provides that COC shall review each producer's certified grazing loss, and COC action when it determines the certified loss is not reasonable.

The regulations at 7 CFR 1439.104(b) and (c) provide that a producer shall specify each type of pasture and percentage of loss suffered by each type within the approved county on the application, and shall certify as to the accuracy of all the information contained in the application.

Disposal Date	Distribution
January 1, 2006	State Offices; State Offices relay to County Offices

Notice DAP-224

1 Overview (Continued)

B Purpose

This notice clarifies that:

- all LAP applicants shall certify their grazing loss on CCC-740, by grazing type
- COC shall modify a producer's certified grazing loss when **both** of the following are met:
 - applicant certifies grazing loss on CCC-740, by grazing type
 - COC determines applicant's certified grazing loss is not reasonable according to 4-DAP (Rev 1), subparagraph 17 C.

2 Action

A COC Action

COC's shall:

- ensure that all producers are provided the opportunity to apply for LAP benefits
- require all LAP applicants to certify to their grazing loss on CCC-740, by grazing type
- review each applicant's certified grazing loss, and process the application according to 4-DAP (Rev. 1), subparagraph 17 C.

B STC Action

STC shall ensure that COC's allow producers to apply for LAP benefits and certify to their grazing loss on CCC-740, by grazing type.