

For: State and County Offices

Risk Management Purchase Requirement Waiver for 2008 Crop Year

Approved by: Deputy Administrator, Farm Programs



1 Overview

A Background

The Food, Conservation, and Energy Act of 2008 (2008 Act), Pub. L. 110-246, was enacted June 18, 2008. The 2008 Act created several new disaster programs under the title, “Supplemental Agricultural Disaster Assistance”. To be eligible for these programs, producers **must** purchase at least CAT level of crop insurance for **all** insurable crops and/or NAP coverage for non-insurable crops. Sales closing dates for CAT and application closing deadlines for NAP have passed for the 2008 crop year for nearly all insurable and non-insurable crops. A waiver has been authorized in the 2008 Act to allow producers to pay, within 90 calendar days of enactment (September 16, 2008), a buy-in fee to be eligible for Supplemental Agricultural Disaster Assistance for crops for which they did **not** purchase crop insurance or NAP coverage for 2008.

B Purpose

This notice:

- informs State and County Offices of the disaster programs subject to the Risk Management Purchase Requirement waiver
- provides State and County Offices with the guidelines for the Risk Management Purchase Requirement Waivers for 2008.

<p>Disposal Date</p> <p>January 1, 2009</p> <p>7-8-08</p>	<p>Distribution</p> <p>State Offices; State Offices relay to County Offices</p>
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1 Overview (Continued)

C Supplemental Agricultural Disaster Assistance Programs Subject to the Waiver

Five new Supplemental Disaster Assistance Programs were created. The 4 programs subject to the Risk Management Purchase Requirement waiver are:

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

Note: The fifth new disaster program, the Livestock Indemnity Program (LIP), is exempt from the Risk Management Purchase Requirement and; therefore, does **not** require a waiver.

2 Risk Management Purchase Requirements

A Eligibility Requirements

For producers to be eligible for assistance under SURE, TAP, and ELAP, producers **must** obtain a plan of insurance for each insurable commodity on the farm and, for each non-insurable commodity; the producer **must** file the required paperwork and pay the administrative fee by the applicable State application closing date for NAP. **According to the 2008 Act, a farm is defined as the sum of all crop acreage in all counties that is planted or intended to be planted for harvest by the eligible producer.**

A farm for:

- aquaculture, farm means all fish being produced in all counties that are intended to be harvested for sale by the producer
- honey, farm means all bees and all beehives in all counties that are intended to be harvested for a honey crop.

For producers to be eligible for assistance under LFP, producers **must** obtain a plan of insurance or file the required paperwork and pay the administrative fee by the applicable State application closing date for NAP for the **grazing land** incurring losses for which assistance is being requested.

2 Risk Management Purchase Requirements (Continued)

B Purchase Requirements

To be considered to have obtained at least the minimum level of insurance under SURE, TAP, or ELAP, a producer **must** obtain a plan of insurance with not less than 50 percent yield coverage at 55 percent of the insurable price for each crop grazed, planted, or intended to be planted for harvest on a whole farm.

According to the Risk Management Purchase Requirement, producers are required to timely purchase, at a minimum, CAT and/or NAP coverage for **all** crops to be eligible for SURE, TAP, and ELAP.

Notes: To meet the Risk Management Purchase Requirement for LFP, producers are required to timely purchase, at a minimum, a plan of insurance or NAP coverage for the **grazing land** incurring losses for which assistance is being requested.

Producers do **not** have to pay a buy-in fee for pilot programs to be eligible for SURE. However, livestock producers **must** pay a buy-in fee for pilot programs to be eligible for LFP.

3 Waiver of Buy-In Fee for Socially Disadvantaged, Limited Resource, or Beginning Farmers or Ranchers

A Purchase Requirement Waiver Overview

Producers who meet the requirements of a **socially disadvantaged, limited resource, or beginning farmers or ranchers**, as defined in the Food, Agriculture, Conservation, and Trade Act of 1990, Section 2501 (e) (7 U.S.C. 2279(e)), do **not** have to meet this Risk Management Purchase Requirement and, therefore, are **not** required to pay the buy-in fee.

The waiver for socially disadvantaged, limited resource, or beginning farmers or ranchers provides that producers who are socially disadvantaged, limited resource, or beginning farmers or ranchers, as defined in subparagraph B, do **not** have to meet the Risk Management Purchase Requirement described in paragraph 2 and, therefore, are **not** required to pay the buy-in fee.

B Definitions for Supplemental Agricultural Disaster Assistance Programs

A **socially disadvantaged** farmer or rancher is a farmer or rancher who is a member of a socially disadvantaged group. For entity applicants, **all** members of the entity **must** be socially disadvantaged.

A **socially disadvantaged group** is a group whose members have been subject to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities.

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3 Waiver of Buy-In Fee for Socially Disadvantaged, Limited Resource, or Beginning Farmer or Rancher (Continued)

B Definitions for Supplemental Agricultural Disaster Assistance Programs (Continued)

A **limited resource** producer is a producer with both of the following:

- direct or indirect gross farm sales not more than \$100,000 in both of the previous 2 years, to be increased starting in FY 2004 to adjust for inflation using Price Paid by Farmer Index as compared by NASS
- total household income at or below the national poverty level for a family of 4, or less than 50 percent of county median household income in both of the previous 2 years, to be determined annually using Commerce Department data.

Note: For up-to-date data for this definition, a **limited resource farmer or rancher** status can be determined in an automated system using the web site for USDA Limited Resource Farmer and Rancher Online Self Determination Tool at <http://www.lrftool.sc.egov.usda.gov/tool.asp>. This tool will determine a producer's status using their personal data at their State/county location.

A **beginning farmer or rancher** means an individual or entity for which both of the following are true:

- has **not** operated a farm or ranch for more than 10 years
- substantially participates in the operation; if the applicant is an entity, all members **must** be eligible beginning farmers or ranchers.

4 Waiver for 2008 Crop Year (or Calendar Year for LFP)

A Overview

Generally, producers are eligible for SURE, TAP, or ELAP only if they have obtained either crop insurance or NAP coverage for all crops on all farms in all counties in which they have an interest. Producers are generally eligible for LFP only if they have obtained either crop insurance or NAP coverage for the grazing land incurring losses for which assistance is being requested.

However, for the 2008 crop year only, those producers who suffered losses on an insurable or non-insurable commodity but did not meet the crop insurance or NAP coverage criteria can "buy-in" or be "waived in" to be eligible for these disaster programs.

4 Waiver for 2008 Crop Year (or Calendar Year for LFP) (Continued)

B Deadline

To be considered to have met the Risk Management Purchase Requirement, producers must pay a “buy-in” fee in an amount equal to the applicable CAT fee and/or NAP fee for those crops that currently do not have either a crop insurance policy or NAP coverage by **COB September 16, 2008**. For this purpose, producers with the exception of those who meet the waivers in paragraph 3 who want to buy-in to these disaster programs must visit their administrative County Office to complete CCC-752 for insurable crops and CCC-753 for non-insurable crops.

C Applicable Crop Insurance and NAP Buy-In Fees

The “buy-in” fee for both CAT and NAP is \$100 per crop, but not more than \$300 per producer per administrative county, or \$900 total per producer for all counties less any previously paid fees for CAT and/or NAP. Producers must “buy-in” for all non-insurable and insurable crops that aren’t already covered by NAP or crop insurance.

Notes: Producers who purchased buy up coverage for insurable crops will be credited the equivalent of \$100 per crop in CAT fees towards their buy-in fee limits even though a premium was paid for that coverage.

Producers applying for LFP benefits are only required to pay a buy-in fee for grazing lands incurring losses for which benefits are being requested. Separate forms are required for the 2008 insurable and non-insurable crops and separate dollar limitations apply to those crops.

The buy-in fee is non-refundable and due at the time a producer files CCC-752 and/or CCC-753.

Example 1: Producer B is a producer in County A and has already purchased CAT coverage for 1 crop for \$100, but would like to add 3 additional crops under the “buy-in” option (for insurable crops). He would, therefore, have to pay an additional \$200 in buy-in fees and list the 3 additional crops on CCC-752 to meet the Risk Management Purchase Requirement in this county ($\$300 - \100 (previously paid) = \$200).

Example 2: Producer C is a producer in County B and has already paid \$200 for NAP coverage for 2 crops. He would now like to add 2 additional crops under the “buy-in” option (for non-insurable crops.) He would now have to pay an additional \$100 in buy-in fees and list the 2 additional crops on CCC-753 to meet the Risk Management Purchase Requirement in this county ($\$300 - \200 (previously paid) = \$100).

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4 Waiver for 2008 Crop Year (or Calendar Year for LFP) (Continued)

C Applicable Crop Insurance and NAP Buy-in Fees (Continued)

Example 3: Producer D is a producer in County C and has already paid for CAT coverage on 2 crops and had no coverage previously requested under NAP. Producer D would now like to add 1 additional insurable crop and include 2 NAP crops under the “buy-in” option. He would then owe an additional \$100 in buy-in fees and must include that insurable crop on CCC-752. ($\$300 - \200 (previously paid CAT) = \$100). He would also owe an additional \$200 in buy-in fees and list the 2 NAP crops on his CCC-753 to meet the Risk Management Purchase Requirement in this county for a grand total of \$300. ($\100 (CAT) + $\$200$ (NAP) = \$300).

Example 4: Producer E is a producer in County D who selected buy-up insurance coverage for 2 crops timely, but would now like to add 2 crops to his CCC-752. **Note: Even though this producer paid premiums for buy-up insurance coverage and not CAT fees, the 2 crops he purchased buy-up insurance coverage for will be considered as already having paid the equivalent of \$200 (\$100 per crop) in CAT fees.** As a result, Producer E owes \$100 in buy-in fees and must list the 2 insurable crops on CCC-752 to meet the Risk Management Purchase Requirement in this county. [$\$300 - \200 (considered paid due to the buy-up premium paid on 2 crops) = \$100].

D Selecting and Listing Buy-In Crops on CCC-752 and CCC-753

All crops must be listed individually on CCC-752 or CCC-753 if a producer pays a CAT or NAP buy-in fee of \$300 or less per administrative county and only requests 3 or less crops be included under the “buy-in” option. However, if a producer pays the maximum buy-in fee of \$300 per administrative county per form, all crops for which a producer has an interest within that county will be considered included under the “buy-in” option.

It is highly recommended that even though the \$300 allows all crops to be included, all crops must still be listed individually on CCC-752 and/or CCC-753, unless this listing causes a hardship or is not feasible. By listing these crops State Offices will be able to begin working on crop data that is vital to the implementation of this program. State Offices shall inform County Offices about the policy that shall be followed for their State.

In the event State Offices adopt the policy of not requiring all crops to be listed individually, County Offices shall manually notate on CCC-752 or CCC-753, as applicable, “Additional Crops Included for Buy-In”.

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4 Waiver for 2008 Crop Year (or Calendar Year for LFP) (Continued)

E Buy-In Fee Collection

Producers must visit their administrative county to pay the appropriate buy-in fees and complete CCC-752 and/or CCC-753. Fees must be received or postmarked by no later than September 16, 2008. To verify postmark, attach the original envelope with date stamp to form(s). Refer to Exhibit 1 (CCC-752) for insurable crops and Exhibit 2 (CCC-753) for noninsurable crops.

Until automated software is developed and implemented for the buy-in forms and collection process, **County Offices shall** manually:

- prepare CCC-752 and CCC-753
- complete CCC-257 according to 3-FI, using the following collection program codes, as applicable:
 - **CAT Fees – 08CATFEESBI**
 - **NAP Fees – 08NAPFEESBI**
- provide producers with Supplemental Agricultural Disaster Assistance Programs Information Fact Sheet.

F Uninsured Acres and/or Acres Not Covered Under NAP

County Offices shall not collect buy-in fees to include acreage not eligible to be covered by CAT or NAP.

Both crop insurance and NAP provisions provide for using the lesser of reported or determined acreage for the basis of calculating a loss payment.

Example 1: Producer A reported 50 acres, but the determined acres were 75 acres. The excess determined acreage of 25 acres is considered uninsured or not covered by NAP. Future program provisions will address how those acres are to be treated under SURE, LFP, ELAP, or TAP.

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5 State Office and County Office Action

A State Office Action

State Offices shall:

- ensure that the deadline date is adequately publicized by all available means, including immediately issuing a State press release
- ensure that County Offices:
 - are immediately informed of the contents of this notice
 - immediately publicize the deadline using all available means, including using a modified, localized version of the State press release
 - begin accepting CCC-752's and CCC-753's and applicable "buy-in" fees according to this notice
 - timely schedule producer appointments, if needed, to ensure that all interested producers pay the buy-in fees by **COB September 16, 2008**.

B County Office Action

All County Offices shall:

- ensure the deadline date of (**COB September 16, 2008**) is adequately publicized by all available means
- immediately issue the State press release that all CCC-752 and CCC-753 and the accompanying buy-in fees are received, or considered received by postmark, by **COB September 16, 2008**.

CCC-752, 2008 Supplemental Agricultural Disaster Assistance Buy-In For Insurable Crops

A Example CCC-752

The following is an example CCC-752.

<p>This form is available electronically.</p>		<p>Form Approved – OMB No. 0560-0261</p>	
<p>CCC-752 (07-02-08)</p>	<p>U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation</p>	<p>1. Crop Year</p>	<p>2. County FSA Office Name and Address (Including Zip Code):</p>
<p>2008 SUPPLEMENTAL AGRICULTURAL DISASTER ASSISTANCE BUY-IN FOR INSURABLE CROPS</p>		<p>2008</p>	<p>Telephone No. (Including Area Code):</p>
<p>NOTE: <i>The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is The Food, Conservation, and Energy Act of 2008. The information will be used to determine program eligibility. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in denial of program benefits. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.</i></p> <p><i>Under the Paperwork Reduction Act of 1995, where applicable, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0560-0261. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. RETURN THIS FORM ALONG WITH YOUR APPLICABLE BUY-IN FEE TO YOUR COUNTY FSA OFFICE.</i></p>			
<p>PART A - PRODUCER INFORMATION</p>			
<p>3. Name and Address of Producer (Including Zip Code)</p>		<p>Administrative State and County Office</p>	
		<p>4A. State</p>	<p>4B. County</p>
		<p>5. ID Number (Last 4 digits only)</p>	<p>6. Schedule of Deposit Number According to 3-FI</p>
<p>PART B - WAIVER OF 2008 BUY-IN FEE</p>			
<p>DEFINITIONS FOR THE PURPOSE OF THIS FORM:</p> <p>A "Socially Disadvantaged Farmer or Rancher" is a farmer or rancher who is a member of a socially disadvantaged group. (For entity applicants, all members of the entity must be socially disadvantaged.) A "Socially Disadvantaged Group" is a group whose members have been subject to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities.</p> <p>A "Limited Resource" producer is a producer with both of the following:</p> <ul style="list-style-type: none"> • Direct or indirect gross farm sales not more than \$100,000 in both of the previous 2 years (**to be increased starting in FY 2004 to adjust for inflation using Price Paid by Farmer Index as compared by NASS); And • Total household income at or below the national poverty level for a family of 4, or less than 50 percent of county median household income in both of the previous 2 years (**to be determined annually using Commerce Department Data). <p>**NOTE: For up-to-date data for this definition, a "limited resource farmer or rancher" status can be determined using the website for USDA Limited Resource Farmer and Rancher Online Self Determination Tool at http://www.lrftool.sc.egov.usda.gov/tool.asp. This tool will determine your status using your personal data at your state/county location. (7 C.F.R § 1469.3)</p> <p>A "Beginning Farmer or Rancher" means an individual or entity who:</p> <ul style="list-style-type: none"> • Has not operated a farm or ranch for more than 10 years; • Substantially participates in the operation. If the applicant is an entity, all members must be eligible beginning farmers or ranchers. 			
<p>7. Are you, under FSA standards, a socially disadvantaged, limited resource, or beginning farmer or rancher?</p> <p>A. Socially Disadvantaged <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>B. Limited Resource <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>C. Beginning Farmer or Rancher <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>If "YES" to A, B, or C, then you are not required to pay the 2008 buy-in fee. If "NO" to A, B, and C, then you are required to pay the 2008 buy-in fee at this time.</p>			
<p><small>The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs 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, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.</small></p>			

CCC-752, 2008 Supplemental Agricultural Disaster Assistance Buy-In For Insurable Crops (Continued)

A Example CCC-752 (Continued)

CCC-752 (07-02-08)		Page 2	
PART C - CROP/TYPE IDENTIFICATION			
<p><u>Purpose of this notice and definitions.</u> For purposes of this form "insurable crops" are those for which a policy or plan of catastrophic coverage (CAT) insurance was available through the Federal Crop Insurance Corporation (FCIC). "Noninsurable crops" are those crops for which a policy or plan of insurance is not available, however, coverage is offered by the Farm Service Agency (FSA) under the Noninsured Crop Disaster Assistance Program (NAP).</p> <p>In Title XII of the Food, Conservation, and Energy Act of 2008, Congress provided for new disaster programs, which together will be called the "Supplemental Agricultural Disaster Assistance Programs". Generally, producers are eligible only if they have, for all crops, obtained either FCIC crop insurance or NAP coverage. However, for the 2008 crop year only, producers who were eligible to obtain crop insurance but did not, can "buy-in" or be "waived in" to be eligible for these disaster programs by paying by the deadline a fee in an amount equal to the unpaid CAT or NAP fees. For this purpose, producers who want to buy-in to these disaster programs must complete this form if they had unpaid CAT crops and a separate form if they had unpaid NAP crops.</p> <p>This form is for the 2008 insurable CAT crops listed below. The CAT fee is \$100 per crop, but not more than \$300 per producer per county, or \$900 total per producer for all counties. Accordingly, the buy-in cost with respect to 2008 insurable crops is based on those levels minus any previously paid fees for CAT (this does not include any premiums paid for buy-up insurance coverage). The producer must "buy-in" for all noninsurable and insurable crops. If a producer has 2008 noninsurable crops, there is a separate buy-in amount due. Separate forms are required for the 2008 noninsurable crops and separate dollar limitations apply to those crops.</p> <p>List all of the producer's insurable crops below for which a crop insurance policy was not purchased. Remember, producers need to file a separate form for 2008 noninsurable crops if they did not obtain NAP for all of those crops for 2008. The buy-in fee is non-refundable and due at the time a producer files the CCC-752.</p>			
8. Crop/Type	9. Intended Use	10. Planting Period	
11A. Fees required for buy-in, based on the crops listed in Item 8 above:		\$	
11B. CAT fees previously paid on other crops in this county:		\$	
11C. CAT fees previously paid on crops in other counties:		\$	
11D. Balance of required buy-in fees due and received:		\$	
12. Remarks (Including additional crops if necessary):			
PART D - PRODUCER AND CCC REPRESENTATIVE'S CERTIFICATION			
<p><i>I have read this form and would like to buy-in or be waived in to the 2008 Supplemental Agricultural Disaster Assistance Programs. To be eligible for the program, payment is due at the time this form is filed. I have paid the above calculated buy-in fee, or my buy in fee is \$0. (Note - Application will not be complete until payment is made - payment must be made by September 16, 2008, unless that date is extended by law). I certify all information entered on this form (CCC-752) is true and correct. I understand that the buy-in fee waives the risk management purchase requirement of the Food, Conservation, and Energy Act of 2008, but does not provide insurance for insurable crops. A separate application must be filed to be eligible for benefits under the 2008 Supplemental Agricultural Disaster Assistance Programs. All information provided herein is subject to verification by the Commodity Credit Corporation. As provided in various statutes, failure to provide true and correct information may result in civil suit or criminal prosecution and the assessment of penalties or pursuit of other remedies. I am aware of and understand the requirements of the Collection of Information and Data (Privacy Act).</i></p> <p><i>This application is not valid unless accompanied by the applicable buy-in fee.</i></p>			
13A. Producer's Signature	13B. Date (MM-DD-YYYY)	14A. CCC Representative's Signature	14B. Date (MM-DD-YYYY)

**CCC-752, 2008 Supplemental Agricultural Disaster Assistance Buy-In For Insurable Crops
(Continued)**

B Instructions

Complete CCC-752 according to this table.

Item	Instructions
1	Is automatically defaulted to 2008.
2	Office name, address (including ZIP Code), and telephone number (including area code).
Part A – Producer Information (To be completed by the County Office.)	
3	Enter the producer’s name, address (including ZIP Code), and telephone number (including area code).
4A	Enter the State name where farm records are located for FSA administrative purposes.
4B	Enter the FSA administrative county name where fees are collected.
5	Enter the last 4-digits of producer’s tax ID or Social Security number.
6	Enter the CCC-257 number according to 3-FL.
Part B – Waiver of 2008 Buy-In Fee (To be completed by the County Office.)	
7	<p>Check:</p> <ul style="list-style-type: none"> • “Yes”, if producer is a socially disadvantaged, limited resource, or beginning farmer or rancher • “No”, if the producer is not a socially disadvantaged, limited resource, or beginning farmer or rancher. <p>Note: Socially disadvantaged, limited resource, or beginning farmers or ranchers do not pay the buy-in fee.</p>
Part C – Crop/Type Identification (To be completed by the County Office.)	
8	Enter crop name and crop type.
9	Enter intended use of the crop.
10	Enter the planting period of the crop.
11 A-D	<p>Enter the:</p> <ul style="list-style-type: none"> • buy-in fees required for crops listed in item 8 • CAT fees previously paid on other crops in this county • CAT fees previously paid on all crops in all other counties • balance of buy-in fees due and received with CCC-752 no later than the deadline (ask the County Office). <p>Note: The buy-in fee is non-refundable and due at the time the producer files CCC-752. If the producer qualifies as a socially disadvantaged, limited resource, and/or beginning farmer or rancher according to item 7, then the buy-in fee is waived. <i>(Fee limits are listed in Part C of form CCC-752)</i></p>
12	Remarks: Enter information about producer’s payment of fees in this county and/or other counties. Also list any additional crops; use separate sheet if necessary. Other pertinent information.
Part D – Producer and CCC Representative’s Certification (Item 13 to be completed by producer. Item 14 to be completed by CCC representative.)	
13 A and B	Producer shall sign and date (MM-DD-YYYY).
14 A and B	CCC representative shall only sign and date (MM-DD-YYYY) acknowledging receipt of CCC-752, if CCC-752 is timely filed and payment of the buy-in fee, if applicable, has been received.

CCC-753, 2008 Supplemental Agricultural Disaster Assistance Buy-In For Noninsurable Crops

A Example CCC-753

The following is an example CCC-753.

<p>This form is available electronically.</p>		<p>Form Approved – OMB No. 0560-0261</p>	
<p>CCC-753 (07-02-08)</p>	<p>U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation</p>	<p>1. Crop Year 2008</p>	<p>2. County FSA Office Name and Address (Including Zip Code): Telephone No. (Including Area Code):</p>
<p>2008 SUPPLEMENTAL AGRICULTURAL DISASTER ASSISTANCE BUY-IN FOR NONINSURABLE CROPS</p>			
<p>NOTE: <i>The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is The Food, Conservation, and Energy Act of 2008. The information will be used to determine program eligibility. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in denial of program benefits. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.</i></p> <p><i>Under the Paperwork Reduction Act of 1995, where applicable, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0560-0261. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. RETURN THIS FORM ALONG WITH YOUR APPLICABLE BUY-IN FEE TO YOUR COUNTY FSA OFFICE.</i></p>			
<p>PART A - PRODUCER INFORMATION</p>			
<p>3. Name and Address of Producer (Including Zip Code)</p>		<p>Administrative State and County Office</p>	
		<p>4A. State</p>	<p>4B. County</p>
		<p>5. ID Number (Last 4 digits only)</p>	<p>6. Schedule of Deposit Number According to 3-FI</p>
<p>PART B - WAIVER OF 2008 BUY-IN FEE</p>			
<p>DEFINITIONS FOR THE PURPOSE OF THIS FORM:</p> <p>A "<u>Socially Disadvantaged Farmer or Rancher</u>" is a farmer or rancher who is a member of a socially disadvantaged group. (For entity applicants, all members of the entity must be socially disadvantaged.) A "Socially Disadvantaged Group" is a group whose members have been subject to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities.</p> <p>A "<u>Limited Resource</u>" producer is a producer with both of the following:</p> <ul style="list-style-type: none"> • Direct or indirect gross farm sales not more than \$100,000 in both of the previous 2 years (**to be increased starting in FY 2004 to adjust for inflation using Price Paid by Farmer Index as compared by NASS); And • Total household income at or below the national poverty level for a family of 4, or less than 50 percent of county median household income in both of the previous 2 years (**to be determined annually using Commerce Department Data). <p>**NOTE: For up-to-date data for this definition, a "limited resource farmer or rancher" status can be determined using the website for USDA Limited Resource Farmer and Rancher Online Self Determination Tool at http://www.lrftool.sc.egov.usda.gov/tool.asp. This tool will determine your status using your personal data at your state/county location. (7 C.F.R § 1469.3)</p> <p>A "<u>Beginning Farmer or Rancher</u>" means an individual or entity who:</p> <ul style="list-style-type: none"> • Has not operated a farm or ranch for more than 10 years; • Substantially participates in the operation. If the applicant is an entity, all members must be eligible beginning farmers or ranchers. 			
<p>7. Are you, under FSA standards, a socially disadvantaged, limited resource, or beginning farmer or rancher?</p> <p>A. Socially Disadvantaged <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>B. Limited Resource <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>C. Beginning Farmer or Rancher <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>If "YES" to A, B, or C, then you are not required to pay the 2008 buy-in fee. If "NO" to A, B, and C, then you are required to pay the 2008 buy-in fee at this time.</p>			
<p><small>The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs 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, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.</small></p>			

CCC-753, 2008 Supplemental Agricultural Disaster Assistance Buy-In For Noninsurable Crops (Continued)

B Instructions for Completing CCC-753

Complete CCC-753 according to this table.

Item	Instructions
1	Is automatically defaulted to 2008.
2	Office name, address (including ZIP Code), and telephone number (including area code).
Part A – Producer Information (To be completed by the County Office.)	
3	Enter the producer’s name, address (including ZIP Code), and telephone number (including area code).
4A	Enter the State name where farm records are located for FSA administrative purposes.
4B	Enter the FSA administrative county name where fees are collected.
5	Enter the last 4-digits of producer’s tax ID or Social Security number.
6	Enter the CCC-257 number according to 3-FI.
Part B – Waiver of 2008 Buy-In Fee (To be completed by the County Office.)	
7	<p>Check:</p> <ul style="list-style-type: none"> • “Yes”, if producer is a socially disadvantaged, limited resource, or beginning farmer or rancher. • “No”, if the producer is not a socially disadvantaged, limited resource, or beginning farmer or rancher. <p>Note: Socially disadvantaged, limited resource, or beginning farmers or ranchers do not pay the buy-in fee.</p>
Part C – Crop/Type Identification (To be completed by the County Office.)	
8	Enter crop name and crop type.
9	Enter intended use of the crop.
10	Enter the planting period of the crop.
11 A-D	<p>Enter the:</p> <ul style="list-style-type: none"> • buy-in fees required for crops listed in item 8 • NAP fees previously paid on other crops in this county • NAP fees previously paid on all crops in all other counties • balance of buy-in fees due and received with CCC-753 no later than the deadline (ask your County Office). <p>Note: The buy-in fee is non-refundable and due at the time the producer files CCC-753. If the producer qualifies as a socially disadvantaged, limited resource, and/or beginning farmer or rancher according to item 7, then the buy-in fee is waived. <i>(Fee limits are listed in Part C of form CCC-753)</i></p>
12	<p>Remarks: Enter information about producer’s payment of fees in this county and/or other counties. Also list any additional crops: use a separate sheet if necessary. Other pertinent information.</p>
Part D – Producer and CCC Representative’s Certification Item 13 to be completed by producer. Item 14 to be completed by CCC representative.	
13 A and B	Producer shall sign and date (MM-DD-YYYY).
14 A and B	CCC representative shall only sign and date (MM-DD-YYYY) acknowledging receipt of CCC-753, if CCC-753 is timely filed and payment of the buy-in fee, if applicable, has been received.