

For: All State FSA Offices

Underutilized Regular ECP Funds Report

Approved by: Acting Deputy Administrator, Farm Programs



1 Overview

A Background

The U.S. Troop Readiness, Veteran’s Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (2007 Act), provided \$16 million for ECP subject to the adjusted gross income (AGI) provision. ECP-AGI funds have been allocated and are not part of this report.

However, drought conditions, wildfires, tornadoes, and other disasters have placed a continued high demand for limited regular ECP funds.

Generally, 1-ECP:

- subparagraph 1 A, provides that ECP is established to rehabilitate farmlands and conservation facilities damaged by natural disasters and to provide assistance during periods of severe drought
- subparagraph 1 C, provides that ECP assistance is limited to producers who have suffered damage of such magnitude that it would be too costly to rehabilitate without Federal assistance
- subparagraph 152 A, provides that signup periods for ECP benefits may be no longer than **60 calendar days** unless approved by the National Office
- subparagraph 182 A, requires realistic expiration dates for completing approved ECP practices of no more than **6 months**.
- subparagraph 184 A, indicates that AD-245 shall be cancelled when completion of the practices and the performance report is not filed by the expiration date.

An analysis of allocation and earnings suggests that some ECP funds may be underutilized.

Disposal Date	Distribution
September 1, 2008	State FSA Offices; State Offices relay to applicable County Offices

Notice ECP-48

1 Overview (Continued)

B Purpose

This notice:

- provides the results of the analysis suggesting that some ECP funds may be underutilized
- requires a State Office review of ECP funds underutilization
- requires State Offices to return all underutilized funds.

2 Underutilized Funds Report

A ECP Funds Allocated But Not Earned

Exhibit 1 is a report by State of funds allocated but not yet approved. Because funds allocated since June 2007 could reasonably not be approved, the report is a net of any allocations since June 2007. This report indicates that up to \$16 million have not been approved and some or all of those funds may be available for return to the National Office for other ECP needs.

3 State Office Action

A Reviewing Reports and Consulting With County Offices

State Offices shall:

- review Exhibits 1 and 2
- review monthly ACP-305 to identify County Offices with underutilized ECP funds based on these criteria:
 - allocated but not obligated
 - approved but not earned

Note: When the performance report is not filed by the expiration date, follow 1-ECP, subparagraph 184 A, for canceling approved AD-245.

- accelerate signup periods and accelerate completion of approved practices where appropriate.

Notice ECP-48

3 State Office Action (Continued)

B Reporting Review Results

State Offices shall:

- report the necessary information on Exhibit 2, in the prescribed format
- complete Exhibit 2, by COB, Friday September 21, and e-mail to Robert Stephenson, Director, CEPD, at Robert.Stephenson@wdc.usda.gov; with a carbon copy sent to Lynne Winemiller at Lynne.Winemiller@wdc.usda.gov and Agnes Bush at Agnes.Bush@wdc.usda.gov.

ECP Funds Allocated But Not Approved Using July 31, 2007, ACP-305 Data

These funds do **not** include ECP-AGI funding recently allocated.

State (Column 1)	Allocations (Column 2)	Allocated Since June 2007 <u>1/</u> (Column 3)	Net Allocation <u>2/</u> (Column 4)	Approved (Column 5)	Potential Funds To Be De-Allocated <u>3/</u> (Column 6)
Alabama	\$3,508,190	\$0	\$3,508,190	\$2,664,801	\$843,389
Arizona	\$1,153,260	\$0	\$1,153,260	\$288,940	\$864,320
California	\$4,243,364	\$0	\$4,243,364	\$3,061,862	\$1,181,502
Colorado	\$1,006,748	\$150,000	\$856,748	\$634,083	\$222,665
Connecticut	\$106,865	\$0	\$106,865	\$84,945	\$21,920
Florida	\$135,231	\$0	\$135,231	\$31,165	\$104,066
Georgia	\$3,434,980	\$0	\$3,434,980	\$1,775,118	\$1,659,862
Hawaii	\$3,007,102	\$0	\$3,007,102	\$996,297	\$2,010,805
Indiana	\$96,436	\$0	\$96,436	\$82,482	\$13,954
Maine	\$591,701	\$0	\$591,701	\$178,763	\$412,938
Maryland	\$6,000	\$0	\$6,000	\$595	\$5,405
Massachusetts	\$78,642	\$0	\$78,642	\$46,898	\$31,744
Michigan	\$82,800	\$0	\$82,800	\$71,793	\$11,007
Minnesota	\$120,551	\$56,000	\$64,551	\$44,583	\$19,968
Missouri	\$5,084,547	\$0	\$5,084,547	\$4,602,751	\$481,796
Montana	\$1,851,498	\$0	\$1,851,498	\$1,721,927	\$129,571
Nebraska	\$452,926	\$0	\$452,926	\$399,377	\$53,549
Nevada	\$767,099	\$0	\$767,099	\$556,202	\$210,897
New Hampshire	\$233,827	\$0	\$233,827	\$205,125	\$28,702
New Jersey	\$258,956	\$0	\$258,956	\$251,705	\$7,251
New Mexico	\$2,038,448	\$0	\$2,038,448	\$480,541	\$1,557,907
New York	\$2,011,578	\$0	\$2,011,578	\$1,627,125	\$384,453
North Dakota	\$257,783	\$0	\$257,783	\$189,861	\$67,922
Ohio	\$68,418	\$0	\$68,418	\$22,095	\$46,323
Oklahoma	\$6,203,505	\$0	\$6,203,505	\$5,275,517	\$927,988
Oregon	\$503,367	\$0	\$503,367	\$221,883	\$281,484
Pennsylvania	\$1,896,261	\$0	\$1,896,261	\$1,551,268	\$344,993
Rhode Island	\$7,000	\$0	\$7,000	\$6,000	\$1,000
South Dakota	\$5,342,469	\$0	\$5,342,469	\$4,734,810	\$607,659
Tennessee	\$3,360,580	\$0	\$3,360,580	\$2,394,464	\$966,116
Texas	\$6,221,194	\$0	\$6,221,194	\$4,723,673	\$1,497,521
Utah	\$284,168	\$0	\$284,168	\$281,314	\$2,854
Vermont	\$285,612	\$0	\$285,612	\$149,602	\$136,010
Virginia	\$6,820	\$0	\$6,820	\$3,300	\$3,520
Washington	\$1,402,516	\$0	\$1,402,516	\$1,245,907	\$156,609
Wyoming	\$2,220,586	\$0	\$2,220,586	\$1,357,557	\$863,029
Totals:	\$58,331,028	\$206,000	\$58,125,028	\$41,964,329	\$16,160,699

1/ Allocations only, since June

2/ Column 1 minus Column 2 equals Column 3.

3/ Column 3 minus Column 4 equals Column 5.

State Office Reporting Format

State Offices shall send a report using the following format, by e-mail to Robert Stephenson, Director, CEPD by **COB Friday, September 21, 2007**. Send a carbon copy of the e-mail to Lynne Winemiller and Agnes Bush. See subparagraph 3 B.

Notes: A negative report is **required**.

This exhibit is available electronically, upon request to Lynne Winemiller.

Regular - Emergency Conservation Program

Report of Underutilized Funds

1 State Office: _____

2 Funds to be returned to the National Office: _____

3 Funds needed to remain in State: _____

4 Justification in support of line 3: _____

5 STC action to accelerate signup periods: _____

6 STC action to accelerate performance requirements: _____

Submitted by: _____, SED Date: _____