

**For:** AL, AR, FL, GA, LA, MS, NC, TN, and TX State and County Offices

**2005 Dairy Disaster Assistance Payment (DDAP-II) Program**

**Approved by:** Deputy Administrator, Farm Programs



**1 Overview**

**A Background**

During the 2005 hurricane season, Hurricanes Katrina, Rita, Ophelia, and Wilma severely impacted dairy producers in certain areas of the Gulf region of the United States during the months of August through October 2005. As a result, many dairy producers incurred devastating decreases in production because of cattle losses and produced milk that had to be dumped because of lack of electricity, closed milk plants, and damaged containment equipment.

The 2005 DDAP-II Program will provide benefits to eligible dairy producers who suffered dairy production and spoilage losses as a result of the 2005 hurricanes. Producers will receive direct payments for eligible losses to help relieve economic injuries suffered by the dairy industry in the Gulf region.

**B Purpose**

This notice provides State and County Offices with the following:

- policy and procedure on implementing the 2005 DDAP-II Program
- sign-up period for the 2005 DDAP-II Program
- eligibility criteria
- procedure for applying for benefits
- instructions for completing CCC-743
- instructions for completing spot checks.

<b>Disposal Date</b>	<b>Distribution</b>
July 1, 2007	Above State Offices; State Offices relay to County Offices

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### 2 General Information

#### A Source of Authority

The 2005 DDAP-II Program is authorized by Section 3014 of the Emergency Agricultural Disaster Assistance Act of 2006 (Pub. L. 109-234). The legislation provides for the Secretary to make payments to dairy producers for dairy production and spoilage losses in hurricane-affected counties.

#### B Regulations

Regulations for the 2005 DDAP-II Program will be:

- codified at 7 CFR Part 1430, Subpart E
- available after publication in the FR on the following:
  - FSA Intranet at <http://intranet.fsa.usda.gov/fsa/>
  - FSA Internet at <http://www.fsa.usda.gov/FSA/webapp?area=home&subject=lare&topic=landing>.

#### C Policies and Procedures

Procedural instructions for administering the 2005 DDAP-II Program will be issued through forthcoming LD notices.

#### D Related Handbooks

Handbooks related to DDAP-II include the following.

Purpose	Handbook
Appeals	1-APP
Signatures, estates, trusts, minors, or powers of attorney	1-CM
Scheme, device, or failure to fully comply	4-CP
HELC/WC provisions	6-CP
Misaction, misinformation, equitable relief, or finality rule	7-CP
Issuing payments	1-FI
Offsets	58-FI
Prompt payment provisions	61-FI
Reporting data to IRS	62-FI
Assignments and joint payments	63-FI

### 3 DDAP-II Program Definitions

#### A Definitions

The following definitions are applicable to the DDAP-II Program.

- The application period is the time period established by the Deputy Administrator for producers to apply for program benefits.
- The base month is the period that is the calendar month immediately before the claim period applicable to the 2005 hurricane disaster and is used to establish base production.
- The claim period is the period that is comprised of the qualifying months of calendar year 2005, following the base month, in which the loss occurred.
- A dairy operation is any person or group of persons who, as a single unit, as determined by CCC, produces and markets milk commercially from cows and whose production facilities are located in the United States.
- A hurricane-affected county:
  - is a county included in the geographic area covered by a natural disaster declaration related to Hurricanes Katrina, Rita, Ophelia, and Wilma, or conditions related to those hurricanes
  - includes counties that qualify because they are contiguous to a county that qualifies by a natural disaster declaration.
- A milk handler or cooperative is the marketing agency to which, or through which, the producer commercially markets whole milk.
- Milk marketings means marketings of milk for which there are verifiable sales or delivery records of milk marketed for commercial use.
- A natural disaster declaration is either of the following:
  - declaration issued by the Secretary of Agriculture during calendar year 2005 under Section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961 (a))
  - major disaster or emergency designation by the President of the United States during calendar year 2005 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, including declarations and designations by both the President and Secretary made during calendar year 2006 for which a request was pending as of December 31, 2005.

### 3 DDAP-II Program Definitions (Continued)

#### A Definitions (Continued)

- A producer is any individual, group of individuals, partnership, corporation, estate, trust association, cooperative, or other business enterprise or other legal entity who:
  - is, or whose members are, a citizen of or legal resident alien in the United States
  - directly or indirectly, as determined by the Secretary, shares in the risk of producing milk and makes contributions (including land, labor, management, equipment, or capital) to the dairy farming operation of the individual or entity of the proceeds of this operation.
- Reliable production records is evidence provided by the producer that is used to substantiate the amount of production reported when verifiable records are not available, including copies of receipts, ledgers of income, income statements of deposit slips, register tapes, and records to verify production costs, contemporaneous measurements, and contemporaneous diaries that are determined acceptable by COC.
- Starting base production is actual commercial production marketed by the dairy operation during the base month applicable to the 2005 hurricane disaster, or alternative period established by the Deputy Administrator.
- Verifiable production records is evidence that is used to substantiate the amount of production marketed, including any dumped production or cow purchases that may have increased production, and that can be verified by CCC through an independent source.

### 4 Eligibility Requirements

#### A Eligible Losses

Eligible losses under DDAP-II must be hurricane-related occurring during the eligible months of August through December 2005 and may include the following:

- production losses
- spoilage losses resulting in dumped milk.

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### 4 Eligibility Requirements (Continued)

#### B Eligible Counties

DDAP-II program benefits are only applicable to hurricane-affected counties in the United States that were declared either of the following in 2005:

- natural disaster by the Secretary of Agriculture
- major disaster or emergency designated by the President of the United States.

Only eligible losses occurring in those counties or a contiguous county are eligible for payment. See Exhibit 1 for a complete list of eligible counties.

**Note:** State Offices shall contact the National Office according to subparagraph 13 F for verification of counties not found in Exhibit 1.

#### C Eligible Months

Starting base production from the base month applicable to the hurricane disaster will be used to establish a production history for the dairy operation under normal conditions. This production is compared to the production losses that resulted from hurricane disaster during the eligible 2005 months of:

- August
- September
- October
- November
- December.

#### D Eligible Hurricanes

Eligible losses must have occurred as a result of the following hurricanes:

- Hurricane Katrina
- Hurricane Rita
- Hurricane Ophelia
- Hurricane Wilma.

**Note:** Losses and declarations associated with Hurricane Dennis or other disasters are not eligible for DDAP-II.

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**4 Eligibility Requirements (Continued)**

**E Base Months and Claim Periods**

Eligible losses:

- are determined from the applicable base month that corresponds to the hurricane disaster or related condition
- must have occurred during the claim periods applicable to the disaster as provided in the following table.

<b>Hurricane</b>	<b>Base Month</b>	<b>Claim Period</b>
Katrina Rita	July 2005	August through December 2005
Ophelia Wilma	September 2005	October through December 2005

**F Eligible Dairy Operations**

An eligible dairy operation for DDAP-II program purposes is any person or group of persons who:

- as a single unit markets milk commercially and whose production and facilities are located in the United States
- may also include any of the following entities that are engaged in an operation that markets milk commercially in the United States:
  - an individual who has a beneficial interest in a dairy operation, has a financial risk in the dairy operation, and is a citizen of or legal resident alien in the United States
  - a corporation, partnership, joint operation, estate, association, cooperative, or other business enterprise or other legal entity and, whenever applicable, a State, political subdivision of a State, or any agency thereof, and whose members are a citizen of or legal resident alien in the United States
  - Indian tribe of the Indian Self-Determination and Education Assistance Act
  - Indian organization or entity chartered under the Indian Reorganization Act
  - economic enterprise under the Indian Financing Act of 1974.

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### 4 Eligibility Requirements (Continued)

#### G Dairy Operation Eligibility for Payment

To be eligible to receive DDAP-II program benefits, producers in a dairy operation must:

- have suffered eligible losses in 2005 as a result of an eligible hurricane disaster or related condition in a hurricane-affected county
- have produced and commercially marketed milk in the United States and commercially marketed the milk produced during the 2005 calendar year
- be a producer on a dairy farm operation physically located in an eligible county where eligible losses were incurred as a result of 2005 hurricanes or a related condition
- provide adequate proof, to COC's satisfaction, of monthly milk production dumped and commercially marketed by all persons in the eligible dairy operation during the base month and claim period that corresponds with the applicable hurricane-related disaster during the 2005 milk marketing year
- certify compliance with HELC and WC provisions on AD-1026
- apply for payment during the application period.

### 5 Applying for DDAP-II Program Benefits

#### A Filing CCC-743

Eligible applicants must use CCC-743 to apply for DDAP-II program benefits. A separate CCC-743 shall be filed for each dairy operation that suffered qualifying losses during the applicable period. All persons who share in the risk of a dairy operation's total production must certify to the information on CCC-743 before the application will be considered complete for review by CCC. More than one CCC-743 is **not** acceptable by the same operation.

**Example:** Dairy Operation 1 consists of 2 persons who jointly share 50-50 in the operation. Dairy Operation 2 consists of 1 of the persons from Dairy Operation 1, but this person has 100 percent interest in Dairy Operation 2. There will be 2 applications:

- Dairy Operation 1 files CCC-743 that includes all milk marketed by both persons on Dairy Operation 1 and the application is shared 50-50 between the 2 persons
- Dairy Operation 2 files CCC-743 for all milk marketed on Dairy Operation 2.

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### 5 Applying for DDAP-II Program Benefits (Continued)

#### B CCC-743 Availability

CCC-743 is available electronically at both of the following:

- Public eForms web site at <http://www.sc.egov.usda.gov/eforms/mainservlet>
- FSA Employee Forms web site at <http://intra3.fsa.usda.gov/dam/ffasforms/forms.html>.

CCC-743 may also be obtained from the County Office where the dairy operation is physically located as follows:

- in person
- by mail
- by telephone
- by FAX.

CCC-743 obtained according to this paragraph must be completed correctly, signed, and returned to the applicable County Office by the application deadline determined by DAFP, to be considered eligible for DDAP-II program benefits.

#### C Separate Dairy Operations

When more than 1 dairy operation uses the same facilities, each operation shall be considered a separate operation when **both** of the following apply:

- milk production is not commingled
- all milk marketing payments and records are separate.

#### D Eligible Losses From Multiple Hurricane Disasters

One CCC-743 may be completed to apply for eligible losses from multiple hurricane disasters according to paragraph 6.

#### E Application Period

Accepting CCC-743's will begin November 1, 2006. An ending date has not yet been established. Eligible applicants may file CCC-743 anytime during the established application period in the County Office where the dairy operation is physically located.

**Note:** The application period will end no sooner than 30 calendar days after the DDAP-II regulations at 7 CFR Part 1430 are published in the FR.

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### 5 Applying for DDAP-II Program Benefits (Continued)

#### F Late-Filed CCC-743's

Late-filed provisions will **not** apply to the 2005 DDAP-II Program. CCC-743's received after the established deadline date will **not** be approved. This includes FAXed CCC-743's.

#### G Multiple Producers

If a dairy operation consists of more than 1 producer:

- complete one CCC-743 for the entire dairy operation
- include all producers who share in the operation on CCC-743
- obtain signatures on CCC-743 of all producers in the operation according to subparagraph H.

#### H Signature Requirements

County Offices shall follow 1-CM for the following:

- producers' signature and authorization provisions
- persons signing CCC-743 in a representative or fiduciary capacity.

#### I HELC/WC Provisions

Eligible producers in a dairy operation must comply with HELC/WC provisions according to 7 CFR Part 12. Dairy producers applying for DDAP-II program benefits must certify to HELC/WC compliance on AD-1026 before CCC-743 is approved. See 6-CP for guidance on HELC/WC provisions.

#### J Approving CCC-743

COC, or designee, shall:

- be satisfied that all eligibility requirements provided in paragraph 4 have been met before approving CCC-743
- ensure that other applicable forms, production evidence, and any other supporting documentation that substantiates qualifying losses to their satisfaction have been received
- **not** approve any CCC-743 that was requested or received after the deadline established by DAFP
- **not** approve CCC-743's for a joint venture **unless** all members of the joint venture or joint operation who share in the milk production from the dairy operation have signed CCC-743.

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**6 Completing CCC-743**

**A Instructions for Completing CCC-743**

Complete CCC-743 according to the following.

<b>Item</b>	<b>Instructions</b>
1	COC designee shall enter the applicable State code.
2	COC designee shall enter the applicable county code.
3	COC designee shall enter the date the application is submitted.
4	COC designee shall enter a manually assigned sequential number based on the order of receipt.
<b>Part A – Producer Information</b>	
5A-5D	Enter the name, address, e-mail address, and telephone number of the contact producer for the dairy operation.
<b>Part B – Hurricane Katrina and Hurricane Rita Losses</b>	
6A	Enter the number of pounds of milk commercially marketed for each applicable month.
6B	Enter the number of pounds of spoiled milk dumped, for which there is acceptable documentation, for each applicable month.
6C	Enter production adjustment totals for each corresponding month from Part F if the operation added cows to the dairy herd after the base month that corresponds to the hurricane disaster.  <b>Note:</b> This item is for CCC use only and will be completed by CCC if the dairy operation is claiming an increase in herd size since July 1, 2005.
6D	Enter the total pounds of marketed and dumped production after adjustment for each applicable month by adding together the entries in items 6A and 6B and subtracting from that total any entries in item 6C.  <b>Note:</b> This item will be completed by CCC <b>only</b> if the dairy operation is claiming an increase in herd size since July 1, 2005, otherwise this item may be totaled by the producer.
7A	Enter July pounds of marketed production from item 6A as the base month marketed production.
7B	No entry is required for this item.
7C	Enter the seasonal reduction for each applicable month after the base month is adjusted downward by the percentage applicable to each month.
7D	Enter the new base production that is the result of item 7A minus item 7C.  <b>Note:</b> For the month of December only, enter item 7A base month pounds.
7E	Enter the monthly total of marketed and dumped production after adjustment for the months of August through December from item 6D.
7F	Enter the calculated production loss for the dairy operation that is the result of item 7D minus item 7E. If the result for any month is negative, enter zero (“0”) for that month.
8	Enter the total calculated production losses from item 7F for the dairy operation.
9	Enter the cumulative pounds of dumped production from item 6B.
10	Enter the total production and spoilage losses for the dairy operation that is the total of items 8 and 9.

**Note:** Part B may be completed for eligible losses from all 4 hurricane disasters. If Part B is completed, **do not** complete Part C.

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6 Completing CCC-743 (Continued)

A Instructions for Completing CCC-743 (Continued)

Item	Instructions
<b>Part C – Hurricane Ophelia and Hurricane Wilma Dairy Losses</b>	
11A	Enter the number of pounds of milk commercially marketed for each applicable month.
11B	Enter the number of pounds of spoiled milk dumped, for which there is acceptable documentation, for each applicable month.
11C	<p>Enter production adjustment totals for each corresponding month from Part F if the operation added cows to the dairy herd after the base month that corresponds to the hurricane disaster.</p> <p><b>Note:</b> This item is for CCC use only and will be completed by CCC if the dairy operation is claiming an increase in herd size since September 1, 2005.</p>
11D	<p>Enter the total pounds of marketed and dumped production after adjustment for each applicable month by adding together the entries in items 11A and 11B and subtracting from that total any entries in item 11C.</p> <p><b>Note:</b> This item will be completed by CCC <b>only</b> if the dairy operation is claiming an increase in herd size since September 1, 2005, otherwise this item may be totaled by the producer.</p>
12A	Enter September pounds of marketed production from item 11A as the base month marketed production.
12B	No entry is required for this item.
12C	Enter the monthly total of marketed and dumped production after adjustment for the months of October through December from item 11D.
12D	Enter the calculated production loss for the dairy operation that is the result of item 12A minus item 12C. If the result for any month is negative, enter zero (“0”) for that month.
13	Enter the total calculated production losses from item 12D for the dairy operation.
14	Enter the cumulative pounds of dumped production from item 11B.
15	Enter the total production and spoilage losses for the dairy operation that is the total of items 13 and 14.
<b>Part D – Producer Certification</b>	
16	Each producer who has a share in the dairy operation must sign after carefully reading the information in Part D.
17	Enter the producer’s 9-digit taxpayer identification number.
18	Enter the date each producer signed CCC-743.
19	Enter each producer’s corresponding share in the dairy operation.
20	Check the appropriate box to identify any producer who elects to receive or not receive payments under this program.

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**6 Completing CCC-743 (Continued)**

**A Instructions for Completing CCC-743 (Continued)**

<b>Part E – COC Determination</b>	
21	Print or type the name of the COC designee.
22	Enter the title of designee signing in item 21 if someone other than COC.
23	COC designee shall sign.
24	Enter the date the COC designee signed in item 23.
25	The official signing item 23 shall check the appropriate box to indicate if CCC-743 is approved or disapproved.
26	Enter the name and address of the County Office.
27	Enter the telephone number, including area code, of the County Office.
<b>Part F – Worksheet for Cows Added to Dairy Herd</b>	
	Enter the total number of milk cows in the dairy herd on the 1st of each corresponding month. For each day thereafter, enter the number of new cows added each day, as applicable.  <b>Note:</b> Do not include cows reduced from the dairy herd.
A	Enter the total of cows added to the dairy herd for each corresponding month.

**Note:** COC designee may substitute entries in items 7A through 7F and 12A through 12D with printout of payment worksheet calculator located on the PSD web site at <http://www.fsa.usda.gov/FSA/webapp?area=home&subject=prsu&topic=landing>.

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6 Completing CCC-743 (Continued)

B Example of CCC-743

The following is an example of CCC-743.

This form is available electronically.		See Page 2 for Privacy Act and Public Burden Statements.	
<b>CCC-743</b> (10-18-06)		U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation	
<b>2005 DAIRY DISASTER ASSISTANCE PAYMENT (DDAP-II) PROGRAM APPLICATION</b>		1. State Code <b>12</b>	2. County Code <b>01</b>
		3. Application Date (MM-DD-YYYY) <b>10/30/2006</b>	4. Application Number
<b>PART A - PRODUCER INFORMATION</b>			
5A. Name of Dairy Operation (Prepare 1 application per dairy operation) <b>ABC Dairy Operation</b>		5B. Contact Producer's Name and Address (Including Zip Code) <b>Ben I. Milkalot Dairy Lane Holstien, Florida 30035</b>	
5C. Email Address <b>Ben@milkalot.com</b>		5D. Telephone No. (Including Area Code) <b>800-555-1212</b>	
<b>PART B - HURRICANE KATRINA AND HURRICANE RITA LOSSES</b>			
<b>NOTE:</b> If your herd size increased since July 1, 2005, as a result of adding cows to the dairy operation milk herd, complete the worksheet for cows added to the herd in Part F, and do not complete Item 6D. If you complete this part (Part B) <b>DO NOT</b> complete Part C of this application.			
Month	6A. Pounds Marketed	6B. Pounds Dumped	6D. Total Marketed and Dumped Production after Adjustment
July	215,000 lbs.		215,000 lbs.
August	195,000 lbs.	50,000 lbs.	227,840 lbs.
September	189,000 lbs.	25,000 lbs.	191,296 lbs.
October	193,000 lbs.		164,244 lbs.
November	197,000 lbs.		173,640 lbs.
December	210,000 lbs.		185,140 lbs.
7. Use Items 7A through 7F to calculate the production losses for the dairy operation:			
7A. Base Month (July 2005) Marketed Production (Enter July lbs. from Item 6A)	7B. Downward Adjustment Percentages (Multiply each percentage times Item 7A)	7C. Seasonal Reduction for Month (Enter the result of Item 7A times Item 7B)	7D. New Base Production (Item 7A minus Item 7C), except for December enter Item 7A base month pounds only
215,000 lbs.	August 8%	17,200	197,800
	September 17%	36,550	178,450
	October 11%	23,650	191,350
	November 6%	12,900	202,100
	December		215,000
7E. Monthly Production (Enter Item 6D results for months of Aug. thru Dec.)	7F. Calculated Production Losses (Item 7D minus Item 7E). (If result for any month is negative enter zero ("0") for that month)		
227,840	0		
191,296	0		
164,244	27,106		
173,640	28,460		
185,140	29,860		
8. Total calculated production losses from Item 7F for the dairy operation:			85,426 lbs.
9. Total cumulative pounds of dumped production from Item 6B:			75,000 lbs.
10. Total production and spoilage losses for the dairy operation from Items 8 and 9:			160,426 lbs.
<b>PART C - HURRICANE OPHELIA AND HURRICANE WILMA DAIRY LOSSES (Continued on next page)</b>			
<b>NOTE:</b> If your herd size increased since September 1, 2005, as a result of adding cows to the dairy operation milk herd, complete the worksheet for cows added to the herd in Part F, and do not complete Item 11D. If you complete this part (Part C) <b>DO NOT</b> complete Part B or this application. If you are claiming losses from a combination of Hurricanes Katrina, Rita, Ophelia, and Wilma <b>ONLY</b> complete Part B for all losses.			
Month	11A. Pounds Marketed	11B. Pounds Dumped	11D. Total Marketed and Dumped Production after Adjustment
September			
October			
November			
December			
<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, SW, Washington, DC 20250-9410, or call (800) 795-5272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.</small>			

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6 Completing CCC-743 (Continued)

B Example of CCC-743 (Continued)

CCC-743 (10-18-06)				Page 2 of 3	
<b>PART C - HURRICANE OPHELIA AND HURRICANE WILMA DAIRY LOSSES (Continued)</b>					
12. Use Items 12A through 12D to calculate the production losses for the dairy operation:					
12A. Base Month (September 2005) Marketed Production (Enter Sep. lbs. from Item 11A)	12B. Month	12C. Monthly Production (Enter Item 11D results for months of Oct. thru Dec.)	12D. Calculated Production Losses: (Item 12A. minus Item 12C) (If result for any month is negative enter zero ("0") for that month)		
	October				
lbs.	November				
	December				
13. Total calculated production Losses from Item 12D for the dairy operation as a result of the 2005 Hurricane Wilma or Hurricane Ophelia:				lbs.	
14. Total cumulative pounds of dumped production from Item 11B:				lbs.	
15. Total production and spoilage losses for the dairy operation as a result of 2005 Hurricane Wilma or Hurricane Ophelia from items 13 and 14:				lbs.	
<b>PART D - PRODUCER CERTIFICATION</b>					
<p>I certify that all the information entered on this application is true and correct and all persons in this operation have submitted adequate production evidence to verify dairy production and spoilage losses suffered by the dairy operation as a result of hurricanes Katrina, Ophelia, Rita, and/or Wilma in 2005. I hereby apply for payment to the extent that the County FSA Committee determines I am eligible to receive and I understand that if funding is insufficient to compensate eligible producers for eligible losses, then the Commodity Credit Corporation (CCC) will pay losses at two levels according to 7 CFR Part 1430, Subpart E, in an effort to more equitably distribute the limited funds and maximize the effectiveness of the program. Further, I understand if a national factor is applied, the application amount is subject to reduction. In addition, I understand that proper documentation of spoiled milk production dumped on the farm as a result of the 2005 hurricanes is required for payment to the satisfaction of the County FSA Committee, and that if the dairy operation was compensated for that dumped milk production by a dairy marketing cooperative or milk handler it may be the responsibility of the producer and not the responsibility of the CCC to reimburse the milk handler or cooperative. I further understand that this program is subject to the rules found 7 CFR Part 1430, Subpart E. I understand that I can be denied payments based on any inaccuracy in this certification and application. I understand that payments are subject to conditions and limits imposed by regulation and CCC and that this is an application only. Providing a false certification to the Government is punishable by imprisonment, fines, or other penalties. All information provided herein is subject to verification by CCC. The criminal and civil fraud statutes that apply to this certification, may include 15 USC 714m, 18 USC 286, 297, 371, 641, 651, and 1001; and 31 USC. Other authorities may apply.</p>					
16. Producer's Signature	17. Producer's (9-digit TIN/SSN/EIN)	18. Date Signed (MM-DD-YYYY)	19. Share	20. Refuse Payment?	
<i>Ben L. Milkalot</i>	222-22-2222	10/30/2006	100 %	YES	NO
			%		X
			%		
			%		
<p><b>NOTE:</b> The authority for collecting the following information is Pub. L. 109-234, 120 Stat. 474. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. 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.</p> <p>The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a). The authority for requesting the following information is authorized by the Emergency Agricultural Disaster Assistance Act of 2006 (Pub. L. 109-234). The information will be used to establish eligibility and determine payment amounts for dairy operations located in Presidential and Secretarial declared disaster counties, and counties contiguous, when requesting benefits under the 2005 Dairy Disaster Assistance Payment (DDAP-II) Program due to 2005 hurricanes Katrina, Ophelia, Wilma, and Rita, and related conditions. Furnishing the requested information is voluntary, however failure to furnish the requested information will result in a determination of ineligibility for DDAP-II Program benefits unless this report is completed and filed as required by existing law and regulations (7 CFR Part 1430). 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 or to other request for information. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 651, 1001, 1004 and 31 USC 3729, may be applicable to the information provided. <b>RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.</b></p>					
<b>PART E - COC DETERMINATION</b>					
21. Name of COC Designee			22. Title of COC Designee		
Joe B. Tank			COC Chairman		
23. Signature of COC Designee			24. Date Signed (MM-DD-YYYY)		
<i>Joe B. Tank</i>			11/06/2006		
25. Application Status: <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> DISAPPROVED					
26. County FSA Office Name and Address (Including Zip Code)			27. County FSA Office Telephone Number (Including Area Code)		
Holstien County Dairy Lane Holstien, Florida					

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6 Completing CCC-743 (Continued)

B Example of CCC-743 (Continued)

CCC-743 (10-18-06) <span style="float: right;">Page 3 of 3</span>						
PART F - WORKSHEET FOR COWS ADDED TO DAIRY HERD						
A. Enter the total number of milk cows in the dairy herd on the 1st of each corresponding month. For each day thereafter, enter the number of new cows added each day as applicable. (Do not include cows reduced from the dairy herd).						
Day	July	August	September	October	November	December
1	150					
2						
3	4					
4						
5						
6	6					
7						
8						
9						
10					10	
11						
12	10					
13						
14						1
15	5					
16						
17		6	8			
18					5	
19	10					
20						
21						
22						
23						
24						
25						
26						
27						
28						
29						
30						
31						
<b>B. Total Cows Added</b>	35	6	8	0	15	1

**NOTE:** The County FSA Office will input the data entered into the DDAP-II Worksheet Calculator to compute the production adjustment credit for cows added to the dairy operation's milk herd during the applicable disaster period after the 1st day of the base month applicable to each Hurricane disaster. The calculation is based on the average change in the number of milk cows in dairy herd from the first day of the applicable base period month divided by actual pounds of production marketed during each corresponding month to determine the monthly output per cow, which is multiplied by the average change in milk cows from the 1st day of the base month to determine the total production adjustment credit.

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7 Computing Losses

A Worksheet Calculators

Worksheet calculators have been developed to compute the following:

- production and spoilage losses
- production credit when cows are added to the dairy herd according to paragraph 8
- payment amount due to the dairy operation.

When completed CCC-743's are received, County Offices shall access the appropriate worksheet calculator, according to subparagraph B, and enter applicable data from CCC-743 to compute the items mentioned in this subparagraph.

B Accessing the Worksheet Calculators

The worksheet calculators can be accessed from the PSD web site at <http://www.fsa.usda.gov/FSA/webapp?area=home&subject=prsu&topic=landing>.

County Offices shall use worksheet calculators, as applicable, according to the following table.

Hurricane Disaster	Worksheet
Katrina and Rita	With cows added
	Without cows added
Ophelia and Wilma	With cows added
	Without cows added

**Note:** If the number of head of cows in the milking herd did **not** change since the base month applicable to the hurricane disaster, County Offices shall use the “without cows added” worksheet calculator to compute loss calculations and payment amount according to subparagraph C. If cows were added after the base month applicable to the hurricane disaster, County Offices shall use the “with cows added” worksheet applicable to the hurricane disaster according to paragraph 8.

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7 Computing Losses (Continued)

C Instructions for “Without Cows Added” Worksheet Calculator

In the “without cows added” worksheet calculator for the applicable hurricane disaster, enter the following required data in the unshaded fields:

- State code
- county code
- name of dairy operation
- application number
- pounds marketed during applicable months
- pounds dumped during applicable months
- applicable payment rate.

D Example of “Without Cows Added” Worksheet Calculator

The following is an example of the “without cows added” worksheet calculator.

2005 DAIRY DISASTER ASSISTANCE PAYMENT (DDAP-II) PROGRAM LOSS CALCULATOR								
Instructions Enter data in unshaded cells, as applicable Enter data from Part E, item H to item 6C on CCC-743			Total calculated production losses:		42,900			
			Total cumulative dumped pounds:		20,000			
			<b>TOTAL LOSSES:</b>		<b>62,900</b>			
			Enter applicable payment rate:		\$0.1819			
			<b>TOTAL AMOUNT DUE:</b>		<b>\$11,441.51</b>			
PART A - GENERAL INFORMATION								
A. Enter State and County Code		12		5		Payment Rates FL - \$0.1819 LA - \$0.1647 AL - \$0.1649 AR - \$0.1649 GA - \$0.1649 MS - \$0.1649 NC - \$0.1539 TN - \$0.1538 TX - \$0.1419		
B. Enter Name of Dairy Operation		ABC Dairy Operation						
C. Enter Application Number		1232456						
D. Enter		July	August	September	October		November	December
Pounds Marketed	205,000	150,000	155,000	177,000	189,000		206,000	
Pounds Dumped	-	15,000	5,000	-	-	-		
Total	205,000	165,000	160,000	177,000	189,000	206,000		
PART B - HURRICANE KATRINA AND HURRICANE RITA LOSS COMPUTATION								
A. Base Month	B. Downward Adjustment %	C. Seasonal Reduction	D. New Base Production	E. Monthly Production	F. Calculated Production Losses (D minus E)			
205,000	August	8%	16,400	188,600	165,000	23,600		
	September	17%	34,850	170,150	160,000	10,150		
	October	11%	22,550	182,450	177,000	5,450		
	November	6%	12,300	192,700	189,000	3,700		
	December			205,000	206,000	0		

**Note:** Select the applicable worksheet tab, located at the bottom of the worksheet calculator, that corresponds with either Hurricanes Katrina and Rita or Hurricanes Ophelia and Wilma.

## 8 Milking Herd Cow Additions

### A Milk Cow Increases to the Dairy Herd

As a result of the 2005 hurricanes, eligible dairy operations may have added cows to the milking herd to offset production losses. The DDAP-II program loss calculation does not adjust production losses for fluctuations in the number of head of dairy cows added to the dairy operation's milking herd after the applicable base month.

Therefore, the "with cows added" worksheet calculator for the applicable hurricanes must be used, according to subparagraph B, to calculate a production credit that will adjust the total of marketed and dumped production when dairy cows are added to the milking herd.

**Note:** When determining the number of cows in the dairy operation's herd, a combination of both wet and dry cows in the dairy operation herd shall be used.

### B When to Use the "With Cows Added" Worksheet Calculator

County Offices shall:

- use the "with cows added" worksheet calculator to compute the production adjustment when CCC-743, Part F is completed by the applicant
- enter the production credit, for each applicable month, calculated by the "with cows added" worksheet calculator in CCC-743, item 6C or 11C, as applicable, according to paragraph 6
- accept supporting documentation according to paragraph 9 to substantiate dairy cow increases
- attach a printed copy of the "with cows added" worksheet calculator to CCC-743 for the dairy operation
- refer to the "with cows added" worksheet calculator instructions in subparagraph C.

**8 Milking Herd Cow Additions (Continued)**

**C Instructions for “With Cows Added” Worksheet Calculator**

In the “with cows added” worksheet calculator, enter the following required data in the unshaded fields:

- State code
- county code
- name of dairy operation
- application number
- pounds marketed during applicable months
- pounds dumped during applicable months
- applicable payment rate
- number of cows in the dairy herd on the 1st of the applicable base month
- number of cows added each day of each applicable month.

**Note:** Select the applicable worksheet tab, located at the bottom of the worksheet calculator, that corresponds with either Hurricanes Katrina and Rita **or** Hurricanes Ophelia and Wilma.

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8 Milking Herd Cow Additions (Continued)

D Example of "With Cows Added" Worksheet Calculator

The following is an example of the "with cows added" worksheet calculator.

2005 DAIRY DISASTER ASSISTANCE PAYMENT (DDAP-II) PROGRAM LOSS CALCULATOR							
<b>Instructions</b> Enter data in unshaded cells, as applicable Enter data from Part E, item H to item 6C on CCC-743			Total calculated production losses: 85,426 Total cumulative dumped pounds: 75,000 <b>TOTAL LOSSES:</b> 160,426 Enter applicable payment rate: \$0.1819 <b>TOTAL AMOUNT DUE:</b> \$29,181.49				
<b>PART A - GENERAL INFORMATION</b>							
A. Enter State and County Code		12		45		<b>Payment Rates</b> FL - \$0.1819 LA - \$0.1647 AL - \$0.1649 AR - \$0.1649 GA - \$0.1649 MS - \$0.1649 NC - \$0.1538 TN - \$0.1538 TX - \$0.1419	
B. Enter Name of Dairy Operation		ABC Dairy Operation					
C. Enter Application Number		123456789					
D. Enter		July	August	September	October	November	December
Pounds Marketed		215,000	195,000	189,000	193,000	197,000	210,000
Pounds Dumped		-	50,000	25,000	-	-	-
Production Adj		-	17,160	22,704	28,756	23,360	24,860
Total		215,000	227,840	191,296	164,244	173,640	185,140
<b>PART B - HURRICANE KATRINA AND HURRICANE RITA LOSS COMPUTATION</b>							
A. Base Month	B. Downward Adjustment %		C. Seasonal Reduction	D. New Base Production	E. Monthly Production	F. Calculated Production Losses (D minus E)	
215,000	August	8%	17,200	197,800	227,840	0	
	September	17%	36,550	178,450	191,296	0	
	October	11%	23,650	191,350	164,244	27,106	
	November	6%	12,900	202,100	173,640	28,460	
	December			215,000	185,140	29,860	
<b>PART C - WORKSHEET FOR COWS ADDED TO DAIRY HERD</b>							
A. Enter Number of Milk Cows in the dairy herd on July 1, 2005		150					
B. Enter the Number of New Cows Added or Reduced each Day							
Day	July	August	September	October	November	December	
1	na						
2							
3	4						
4							
5	6						
6							
7							
8							
9							
10					10		
11							
12	10						
13							
14						1	
15	5						
16							
17		6	8				
18					5		
19	10						
20							
21							
22							
23							
24							
25							
26							
27							
28							
29							
30							
31			na		na		
Total	35	6	8	0	15	1	



## 9 Supporting Documentation

### A Verification of Losses

To establish production history and calculate eligible losses for the dairy operation during the eligible months, DDAP-II program applicants must, to COC's satisfaction, provide adequate proof of the following:

- commercial milk production marketed by the dairy operation
- dumped or spoiled milk production
- dairy cows added to the milking herd to offset production losses.

Documentation to verify losses must be provided to the County Office with any other supporting documentation available to assist in verifying and calculating production and spoilage losses for the dairy operation. Acceptable documentation, to COC's satisfaction, must be provided to the County Office before an applicant can be subsequently approved for payment. If adequate proof is **not** provided to COC's satisfaction, the request for benefits will **not** be approved.

### B Acceptable Documentation for Production and Spoilage Losses

Documents providing verification of losses include, but are not limited to, any of, or a combination of, the following:

- milk marketing statements
- tank records
- milk handler records
- daily milk marketings
- copies of any payments received from other sources for production or spoilage losses.

**Note:** Documentation must specifically identify dumped production for eligible months. If documentation of dumped production is **not** available:

- the applicant may submit a written statement certifying to the amount of dumped production
- COC must determine that the certified amount is reasonable based on production history.

### C Acceptable Documentation for Cows Added to the Dairy Herd

Supporting documents for dairy cow additions to the milking herd during the eligible months, include, but are not limited to, the following:

- sales receipts
- invoices
- State health certificates.

9 **Supporting Documentation (Continued)**

**D Alternative Starting Base Production**

An alternative starting base production may be established by the Deputy Administrator for new producers who had no verifiable, actual commercial production marketed by the dairy operation during the established base month applicable to the hurricane disaster, but which suffered eligible losses. If a month other than the established base month applicable to the hurricane disaster is used, then records for that month must be provided.

County Offices shall submit requests for approval of an alternative starting base production month through the State Office to PSD.

**E Reviewing Documentation**

When the supporting documentation is received in the County Office:

- make a copy, date stamp the copy, and return originals to the contact producer
- review to verify commercial production marketed is for the applicable starting base production and eligible months
- ensure that spoiled production that had to be dumped is specifically identified for each applicable eligible month
- review to verify any dairy cow additions to the milking herd, if applicable.

Attach all supporting documentation to CCC-743.

**F Discrepancies**

All production or cow number discrepancies must be resolved to COC's satisfaction before DDAP-II program benefits will be approved for payment to the dairy operation. COC must review and determine any of the following:

- good faith
- misrepresentation, scheme, or device.

If COC:

- determines good faith, **no further action is necessary**
- cannot determine good faith and determines that misrepresentation, scheme, or device occurred, the dairy operation is **not** eligible for DDAP-II program benefits and the entire DDAP-II program payment must be refunded.

COC's shall use their knowledge and judgment when determining good faith to ensure that the dairy operation did **not** intentionally misrepresent information or certify incorrectly.

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9 Supporting Documentation (Continued)

G Refunding Payments

For dairy operations that must refund DDAP-II program payments because the dairy operation has been determined out of compliance, interest will accrue at the CCC borrowing interest rate from the date of payment through the date the refund is received. Inform the producer of any amounts due according to 58-FI. If refunds are **not** paid by the due date, establish a claim according to 58-FI in the normal manner.

10 DDAP-II Program Payment Rates

A Funding Availability

Eligible producers in a dairy operation may receive up to a total of \$17 million in direct payments for dairy production and dairy spoilage losses resulting from the 2005 hurricanes, or related condition.

B Payment Rates

Payment rates for eligible losses are based on the average monthly mailbox milk price according to applicable State Marketing Orders, as reported by AMS. Maximum payment rates for eligible losses for dairy operations located in specific States are as follows.

Marketing Order	Applicable States	Payment Rate per cwt.	Payment Rate per lb.
Florida	Florida	\$18.19	\$0.1819
Southeast	Louisiana	\$16.47	\$0.1647
	<ul style="list-style-type: none"><li>Alabama</li><li>Arkansas</li><li>Georgia</li><li>Mississippi</li></ul>	\$16.49	\$0.1649
Appalachian	North Carolina	\$15.39	\$0.1559
	Tennessee	\$15.38	\$0.1558
Western Texas	Texas	\$14.19	\$0.1419

Each eligible dairy operation’s payment is calculated by multiplying the applicable maximum payment rate by the dairy operation’s total eligible losses using whole pounds of milk.

**Note:** If it is determined by CCC at the conclusion of signup that the total value of eligible losses exceeds the available funding, less any reserve, then payments will be made according to the alternative method provided in subparagraph C.

**10 DDAP-II Program Payment Rates (Continued)**

**C Alternative Payment Method**

If the total value of losses at the conclusion of the signup period is determined by CCC to exceed the available funding, DDAP-II program benefits will be based on a 20 percent loss threshold of the total base production for the eligible months. When the loss threshold goes into effect, eligible dairy operations will receive a combined payment for eligible losses above 20 percent and eligible losses equal to and below 20 percent. The combined payment to the dairy operation will be based on the following.

Loss Level	Payment Rate
Greater than 20 percent	Applicable payment rate as provided in subparagraph B.
Equal to or less than 20 percent	Payment rate determined by dividing eligible losses equal to or less than 20 persons by the funds remaining after making payments for all eligible losses above the 20 percent loss threshold.

**D Loss Threshold Example**

Producer A in Florida has a total base production of 2,000,000 pounds and actually produced 1,200,000 pounds during the eligible months. Total eligible losses for Producer A’s dairy operation equals 800,000 pounds (total base production minus actual production). The total base production times 20 percent equals 400,000 pounds. Therefore, 400,000 pounds of the dairy operation’s total eligible losses (800,000 pounds) qualifies as losses above 20 percent and is eligible at the Florida payment rate of \$0.1819, and the remaining 400,000 pounds will be paid at the rate determined for losses at or below 20 percent. Producer A will receive a combined payment of the 2 calculations.

**E Payment Limitation**

Gross revenue and per person payment limits do **not** apply. However, in no event shall the dairy operation’s payment exceed the value determined by multiplying the producer’s total eligible loss times the average price received for commercial milk production in their State.

**F Offsets and Withholdings**

The DDAP-II Program is subject to any of the following, as applicable:

- administrative offset
- assignment
- withholding.

**G Prompt Payment Interest**

Prompt payment provisions are applicable to the DDAP-II Program.

**10 DDAP-II Program Payment Rates (Continued)**

**H Advance Payments**

Advance payments will **not** be issued for the DDAP-II Program.

**I Direct Deposit**

The Debt Collection Improvement Act of 1996 requires that any recipient of Federal payments receives the payment by electronic funds transfer. All producers receiving benefits under the DDAP-II Program must file SF-1199A according to 1-FI, Part 3.

**J Issuing Payments**

DDAP-II benefits **cannot** be issued until all of the following have occurred:

- signup period has ended
- total eligible losses are determined
- final rule is published in the FR
- authorization is provided by DAFP.

**11 Spot Checks and Compliance**

**A When to Perform Spot Checks**

Spot checks shall be performed to verify the producer's losses. Implement procedures to perform spot checks beginning the day after the last day of the signup period established by DAFP.

**B Spot Check Procedures**

County Offices shall use the following procedures to implement spot checks:

- select 1 out of every 20 dairy operations approved for the DDAP-II Program
- inform each contact producer of the selected dairy operation by telephone that a spot check is being completed for the operation
- conduct spot checks on any operation where the applicant or a person in the operation is any of the following:
  - STC
  - COC member
  - FSA employee.

11 Spot Checks and Compliance (Continued)

C Completing Verifications

Verifications of CCC-743's selected for spot check must be:

- completed within 60 calendar days after the end of the announced application period
- documented in a written report and attached to CCC-743
- conveyed to the State Office, including the number of applications selected and the results of the verification.

**Note:** If spot check findings reveal that any of the criteria established for eligibility according to paragraph 4 and spot check discrepancies in subparagraph D do **not** comply with the certification of information on CCC-743, then the dairy operation may be determined ineligible for DDAP-II.

D Spot Check Discrepancies

Spot checks shall be performed to determine the accuracy of reported milk losses. See paragraph 9 for acceptable supporting documentation. Discrepancies that result in changes found as a result of a spot check shall be handled according to the following.

IF the eligible losses are...	THEN...
increased	no further action is necessary.
5 percent or less of dairy operation's reported losses	COC may do either of the following: <ul style="list-style-type: none"> <li>• determine good faith and adjust the eligible losses</li> <li>• consider the producer ineligible for benefits if COC determines that the producer:                             <ul style="list-style-type: none"> <li>• adopted any scheme or other device that tends to defeat the purpose of the DDAP-II Program</li> <li>• made any fraudulent representation</li> <li>• misrepresented any fact affecting a program determination.</li> </ul> </li> </ul>
more than 5 percent of dairy operation's reported losses	COC shall determine the producer ineligible for benefits, but may submit a request for relief to STC. <p><b>Note:</b> STC shall approve the request for relief only if it can be determined that extenuating circumstances prevented the dairy operation from providing an accurate application.</p>

**11 Spot Checks and Compliance (Continued)**

**E State Office Spot Check Reports**

Within 5 workdays of receiving spot check information, the State Office shall:

- prepare a written report describing the results
- FAX a copy of the report to PSD at 202-690-1536 or provide by e-mail to the contact persons in subparagraph 13 F.

**F Misrepresentation, Scheme, or Device**

Any person who is determined by STC or COC to have committed any of the following violations shall be ineligible to receive payments under the DDAP-II Program:

- adopted any scheme or device that tends to defeat the purpose of the DDAP-II Program
- made any fraudulent representation
- misrepresented any fact affecting a program determination.

**G Maintaining Records**

Dairy operations requesting payments under the DDAP-II Program shall maintain records for 3 years after the date of the payment to document that eligibility requirements are met.

**H Verifying Dairy Operation Records**

As applicable, when contacting agencies, organizations, or facilities to verify the dairy operations supporting documents and records, the County Office shall be specific in the information requested. The request should include, but is not limited to, the following:

- dairy operation's name and address
- why the request is being made
- what information is being requested.

This request for information may include providing the agency, organization, or facility with a signed statement from the contact producer for the dairy operation authorizing the release of the information to the County Office.

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### 11 Spot Checks and Compliance (Continued)

#### I County Office Action

County Offices shall:

- review and compare CCC-743 with supporting documentation for any discrepancies
- request additional information from the dairy operation, as necessary for verification
- verify that eligible losses occurred during an eligible month in an eligible county
- record pertinent information of spot check findings in a written report and attach to CCC-743.

### 12 Review Process

#### A County Office Review

The required review of all CCC-743's received in the County Office must be completed before issuing payment to the applicant. Upon receipt of CCC-743, County Offices shall:

- review for accuracy and completeness according to corresponding production evidence, required signatures, and paragraph 6
- ensure that the applicant has met all eligibility conditions for payment and approve or disapprove as appropriate
- calculate eligible losses using the appropriate worksheet calculator according to paragraphs 7 and 8
- attach a printout of the worksheet calculation to the applicable CCC-743
- conduct a second party review of the following:
  - CCC-743
  - production evidence
  - worksheet calculation
- have each document initialed by the second party reviewer
- photocopy all documents for County Office producer files
- compile all original documents and forward to the State Office for review.

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### 12 Review Process (Continued)

#### B State Office Review

Upon receipt of CCC-743's from the County Office, State Offices shall:

- conduct a third party review of the documents received verifying CCC-743 and worksheet entries with corresponding production evidence
- ensure that the data serving as the basis for computing the payment is reliable and reasonable
- initial each document reviewed
- compile all original documents and forward to PSD.

#### C National Office Review by PSD

When CCC-743's are received in the National Office from the State Office, PSD shall:

- make a final review of the documents received verifying CCC-743 and worksheet entries with corresponding production evidence
- determine whether eligible losses exceed available funding at the established payment rates or whether alternative payment method will be implemented according to subparagraph 10 C
- return a photocopy of each application with the approved payment amount to the County Office through the State Office.

Once the DDAP-II payment amount has been determined, it must be issued through AS-400 accounting Check Writing application using nonautomated program code "05DAIRYLOSSH" according to instructions in 1-FI, Part 5.

**Note:** Check Writing will require that the DDAP-II contract number be entered into the "Reference Number" field when requesting a payment to be issued.

#### D Deadlines

Designated deadlines for when each review process must be completed will be provided in a future notice.

**13 Responsibility and Action**

**A FSA Responsibility**

FSA has primary responsibility through STC's and COC's for administering the 2005 DDAP-II Program.

**B STC Action**

STC's shall supervise and monitor the 2005 DDAP-II Program to ensure that policies and procedures in this notice are being uniformly followed by County Offices.

**C COC Action**

COC's shall:

- administer the 2005 DDAP-II Program at the County Office level under STC supervision
- inform producers about the eligibility requirements for DDAP-II program benefits
- approve or disapprove requested DDAP-II program benefits according to this notice or may delegate the authority to approve or disapprove to a COC designee.

**D County Office Action**

County Offices shall:

- inform all dairy producers in eligible counties of the 2005 DDAP-II Program requirements through any of the following:
  - over-the-counter discussion
  - newsletters
  - other methods of communication, as applicable
- make CCC-743 available to dairy operations during the signup period
- accept CCC-743's according to paragraph 6
- use the worksheet calculator to calculate cow additions or reductions to the dairy herd according to paragraphs 7 and 8
- conduct spot checks of DDAP-II program applicants according to paragraph 11
- complete the review process according to paragraph 12
- refer questions to the State Office price support specialist.

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**13 Responsibility and Action (Continued)**

**E State Office Action**

SED's shall:

- ensure that County Offices immediately notify producers of the contents of this notice using all available sources
  
- complete the review process according to paragraph 12.

State Offices shall refer any DDAP-II program policy questions to the National Office according to subparagraph F.

**F Contact**

State Offices shall direct questions about this notice or the DDAP-II Program to either of the following in PSD.

<b>Name</b>	<b>Telephone Number</b>	<b>E-Mail Address</b>
Dani Cooke	202-720-1919	<a href="mailto:danielle.cooke@wdc.usda.gov">danielle.cooke@wdc.usda.gov</a>
Elizabeth Miller	202-690-8038	<a href="mailto:elizabeth.miller@wdc.usda.gov">elizabeth.miller@wdc.usda.gov</a>

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits**

The following provides Presidential and Secretarial disaster-designated counties eligible for DDAP-II program benefits.

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Alabama	Autauga				
	Baldwin	8/29-10/28/05			
	Bibb	8/29-10/28/05			
	Butler				
	Chambers				
	Choctaw	8/29-10/28/05			
	Clarke	8/29-10/28/05			
	Clay				
	Cleburne				
	Coffee				
	Colbert	8/29-10/28/05			
	Conecuh				
	Covington				
	Crenshaw				
	Cullman	8/29-10/28/05			
	Dallas				
	Escambia				
	Franklin	8/29-10/28/05		9/23 - 11/02/05	
	Geneva				
	Greene	8/29-10/28/05			
	Hale	8/29-10/28/05			
	Henry				
	Houston				
	Jefferson	8/29-10/28/05			
	Lamar	8/29-10/28/05			
	Lauderdale	8/29-10/28/05			
	Lowndes				
	Macon				
	Marengo	8/29-10/28/05			
	Marion	8/29-10/28/05			
Mobile	8/29-10/28/05				
Monroe	8/29-10/28/05				
Perry	8/29-10/28/05				
Pickens	8/29-10/28/05				
Pike					
Randolph					
Sumter	8/29-10/28/05				
Tuscaloosa	8/29-10/28/05				
Washington	8/29-10/28/05				
Wilcox	8/29-10/28/05				
Winston	8/29-10/28/05				

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Arkansas	Chicot	8/29- 10/28/05		9/23-11/22/05	
	Crittenden	8/29- 10/28/05		9/23-11/22/05	
	Desha	8/29- 10/28/05		9/23-11/22/05	
	Lee	8/29- 10/28/05		9/23-11/22/05	
	Phillips	8/29- 10/28/05		9/23-11/22/05	
Florida	Bay	8/24-10/28/05			
	Brevard				10/23-12/22/05
	Broward	8/24-10/23/05			10/23-12/22/05
	Calhoun				
	Charlotte				10/23-12/22/05
	Collier	8/24-10/23/05			10/23-12/22/05
	Dixie				
	Escambia	8/24-10/28/05			
	Franklin	8/24-10/28/05			
	Gadsden				
	Glades				10/23-12/22/05
	Gulf	8/24-10/28/05			
	Hardee				10/23-12/22/05
	Hendry				10/23-12/22/05
	Highlands				10/23-12/22/05
	Holmes				
	Indian River				10/23-12/22/05
	Jackson				
	Jefferson				
	Lee				10/23-12/22/05
	Leon				
	Levy				
	Liberty				
	Martin				10/23-12/22/05
	Miami-Dade	8/24-10/23/05			10/23-12/22/05
	Monroe	8/24-10/23/05			10/23-12/22/05
	Okaloosa	8/24-10/28/05			
	Okeechobee				10/23-12/22/05
Palm Beach				10/23-12/22/05	
St. Lucie				10/23-12/22/05	
Santa Rosa	8/24-10/28/05				
Sarasota				10/23-12/22/05	
Taylor					
Wakulla					
Walton	8/24-10/28/05				
Washington					

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Georgia	Catoosa	8/29- 9/30/05			
	Fannin	8/29- 9/30/05			
	Murray	8/29- 9/30/05			
	Whitfield	8/29- 9/30/05			
Louisiana	Acadia	8/29-10/28/05		9/23-11/22/05	
	Allen	8/29-10/28/05		9/23-11/22/05	
	Ascension	8/29-10/28/05		9/23-11/22/05	
	Assumption	8/29-10/28/05			
	Avoyelles	8/29-10/28/05		9/23-11/22/05	
	Beauregard	8/29-10/28/05		9/23-11/22/05	
	Bienville	8/29-10/28/05		9/23-11/22/05	
	Bossier	8/29-10/28/05		9/23-11/22/05	
	Caddo	8/29-10/28/05		9/23-11/22/05	
	Calcasieu	8/29-10/28/05		9/23-11/22/05	
	Caldwell	8/29-10/28/05		9/23-11/22/05	
	Cameron	8/29-10/28/05		9/23-11/22/05	
	Catahoula	8/29-10/28/05		9/23-11/22/05	
	Claiborne	8/29-10/28/05		9/23-11/22/05	
	Concordia	8/29-10/28/05		9/23-11/22/05	
	De Soto	8/29-10/28/05		9/23-11/22/05	
	East Baton Rouge	8/29-10/28/05			
	East Carroll	8/29-10/28/05		9/23-11/22/05	
	East Feliciana	8/29-10/28/05			
	Evangeline	8/29-10/28/05		9/23-11/22/05	
	Franklin	8/29-10/28/05		9/23-11/22/05	
	Grant	8/29-10/28/05		9/23-11/22/05	
	Iberia	8/29-10/28/05		9/23-11/22/05	
	Iberville	8/29-10/28/05			
	Jackson	8/29-10/28/05		9/23-11/22/05	
	Jefferson	8/29-10/28/05		9/23-11/22/05	
	Jefferson Davis	8/29-10/28/05		9/23-11/22/05	
	Lafayette	8/29-10/28/05		9/23-11/22/05	
	Lafourche	8/29-10/28/05			
	La Salle	8/29-10/28/05		9/23-11/22/05	
	Lincoln	8/29-10/28/05		9/23-11/22/05	
Livingston	8/29-10/28/05		9/23-11/22/05		
Madison	8/29-10/28/05		9/23-11/22/05		
Morehouse	8/29-10/28/05		9/23-11/22/05		
Natchitoches	8/29-10/28/05		9/23-11/22/05		
Orleans	8/29-10/28/05				
Ouachita	8/29-10/28/05		9/23-11/22/05		

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Louisiana (Cntd.)	Plaquemines	8/29-10/28/05		9/23-11/22/05	
	Pointe Coupee	8/29-10/28/05			
	Rapides	8/29-10/28/05		9/23-11/22/05	
	Red River	8/29-10/28/05		9/23-11/22/05	
	Richland	8/29-10/28/05		9/23-11/22/05	
	Sabine	8/29-10/28/05		9/23-11/22/05	
	St. Bernard	8/29-10/28/05			
	St. Charles	8/29-10/28/05			
	St. Helena	8/29-10/28/05			
	St. James	8/29-10/28/05			
	St. John the Baptist	8/29-10/28/05			
	St. Landry	8/29-10/28/05		9/23-11/22/05	
	St. Martin	8/29-10/28/05		9/23-11/22/05	
	St. Mary	8/29-10/28/05		9/23-11/22/05	
	St. Tammany	8/29-10/28/05		9/23-11/22/05	
	Tangipahoa	8/29-10/28/05			
	Tensas	8/29-10/28/05		9/23-11/22/05	
	Terrebonne	8/29-10/28/05		9/23-11/22/05	
	Union	8/29-10/28/05		9/23-11/22/05	
	Vermilion	8/29-10/28/05		9/23-11/22/05	
	Vernon	8/29-10/28/05		9/23-11/22/05	
	Washington	8/29-10/28/05			
	Webster	8/29-10/28/05		9/23-11/22/05	
	West Baton Rouge	8/29-10/28/05		9/23-11/22/05	
West Carroll	8/29-10/28/05		9/23-11/22/05		
West Feliciana	8/29-10/28/05				
Winn	8/29-10/28/05		9/23-11/22/05		
Mississippi	Adams	8/29-10/28/05		9/23-11/22/05	
	Alcorn	8/29-10/28/05		9/23-11/22/05	
	Amite	8/29-10/28/05		9/23-11/22/05	
	Attala	8/29-10/28/05		9/23-11/22/05	
	Benton	8/29-10/28/05		9/23-11/22/05	
	Bolivar	8/29-10/28/05		9/23-11/22/05	
	Calhoun	8/29-10/28/05		9/23-11/22/05	
	Carroll	8/29-10/28/05		9/23-11/22/05	
	Chickasaw	8/29-10/28/05		9/23-11/22/05	
Choctaw	8/29-10/28/05		9/23-11/22/05		

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Mississippi (Cntd.)	Claiborne	8/29-10/28/05		9/23-11/22/05	
	Clarke	8/29-10/28/05		9/23-11/22/05	
	Clay	8/29-10/28/05		9/23-11/22/05	
	Coahoma	8/29-10/28/05		9/23-11/22/05	
	Copiah	8/29-10/28/05		9/23-11/22/05	
	Covington	8/29-10/28/05		9/23-11/22/05	
	De Soto	8/29-10/28/05		9/23-11/22/05	
	Forrest	8/29-10/28/05		9/23-11/22/05	
	Franklin	8/29-10/28/05		9/23-11/22/05	
	George	8/29-10/28/05		9/23-11/22/05	
	Greene	8/29-10/28/05		9/23-11/22/05	
	Grenada	8/29-10/28/05		9/23-11/22/05	
	Hancock	8/29-10/28/05		9/23-11/22/05	
	Harrison	8/29-10/28/05		9/23-11/22/05	
	Hinds	8/29-10/28/05		9/23-11/22/05	
	Holmes	8/29-10/28/05		9/23-11/22/05	
	Humphreys	8/29-10/28/05		9/23-11/22/05	
	Issaquena	8/29-10/28/05		9/23-11/22/05	
	Itawamba	8/29-10/28/05		9/23-11/22/05	
	Jackson	8/29-10/28/05		9/23-11/22/05	
	Jasper	8/29-10/28/05		9/23-11/22/05	
	Jefferson	8/29-10/28/05		9/23-11/22/05	
	Jefferson Davis	8/29-10/28/05		9/23-11/22/05	
	Jones	8/29-10/28/05		9/23-11/22/05	
	Kemper	8/29-10/28/05		9/23-11/22/05	
	Lafayette	8/29-10/28/05		9/23-11/22/05	
	Lamar	8/29-10/28/05		9/23-11/22/05	
	Lauderdale	8/29-10/28/05		9/23-11/22/05	
	Lawrence	8/29-10/28/05		9/23-11/22/05	
	Leake	8/29-10/28/05		9/23-11/22/05	
	Lee	8/29-10/28/05		9/23-11/22/05	
	Leflore	8/29-10/28/05		9/23-11/22/05	
	Lincoln	8/29-10/28/05		9/23-11/22/05	
	Lowndes	8/29-10/28/05		9/23-11/22/05	
Madison	8/29-10/28/05		9/23-11/22/05		
Marion	8/29-10/28/05		9/23-11/22/05		
Marshall	8/29-10/28/05		9/23-11/22/05		
Monroe	8/29-10/28/05		9/23-11/22/05		
Montgomery	8/29-10/28/05		9/23-11/22/05		
Neshoba	8/29-10/28/05		9/23-11/22/05		
Newton	8/29-10/28/05		9/23-11/22/05		
Noxubee	8/29-10/28/05		9/23-11/22/05		
Oktibbeha	8/29-10/28/05		9/23-11/22/05		

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

<b>Presidential and Secretarial Disaster Designations for 2005 Hurricanes</b>					
<b>State</b>	<b>County</b>	<b>Hurricane and Disaster Period</b>			
		<b>Katrina</b>	<b>Ophelia</b>	<b>Rita</b>	<b>Wilma</b>
Mississippi (Cntd.)	Panola	8/29-10/28/05		9/23-11/22/05	
	Pearl River	8/29-10/28/05		9/23-11/22/05	
	Perry	8/29-10/28/05		9/23-11/22/05	
	Pike	8/29-10/28/05		9/23-11/22/05	
	Pontotoc	8/29-10/28/05			
	Prentiss	8/29-10/28/05		9/23-11/22/05	
	Quitman	8/29-10/28/05		9/23-11/22/05	
	Rankin	8/29-10/28/05		9/23-11/22/05	
	Scott	8/29-10/28/05		9/23-11/22/05	
	Sharkey	8/29-10/28/05		9/23-11/22/05	
	Simpson	8/29-10/28/05		9/23-11/22/05	
	Smith	8/29-10/28/05		9/23-11/22/05	
	Stone	8/29-10/28/05		9/23-11/22/05	
	Sunflower	8/29-10/28/05		9/23-11/22/05	
	Tallahatchie	8/29-10/28/05		9/23-11/22/05	
	Tate	8/29-10/28/05		9/23-11/22/05	
	Tippah	8/29-10/28/05		9/23-11/22/05	
	Tishomingo	8/29-10/28/05		9/23-11/22/05	
	Tunica	8/29-10/28/05		9/23-11/22/05	
	Union	8/29-10/28/05			
	Walthall	8/29-10/28/05		9/23-11/22/05	
	Warren	8/29-10/28/05		9/23-11/22/05	
	Washington	8/29-10/28/05		9/23-11/22/05	
	Wayne	8/29-10/28/05		9/23-11/22/05	
Webster	8/29-10/28/05		9/23-11/22/05		
Wilkinson	8/29-10/28/05		9/23-11/22/05		
Winston	8/29-10/28/05		9/23-11/22/05		
Yalobusha	8/29-10/28/05		9/23-11/22/05		
North Carolina	Brunswick		9/11-11/10/05		
	Carteret		9/11-11/10/05		
	Cherokee		9/11-11/10/05		
	Craven		9/11-11/10/05		
	Dare		9/11-11/10/05		
	Hyde		9/11-11/10/05		
	Jones		9/11-11/10/05		
	Onslow		9/11-11/10/05		
	Pamlico		9/11-11/10/05		
Pender		9/11-11/10/05			

**Presidential and Secretarial Disaster-Designated Counties Eligible for DDAP-II Program Benefits  
(Continued)**

Presidential and Secretarial Disaster Designations for 2005 Hurricanes					
State	County	Hurricane and Disaster Period			
		Katrina	Ophelia	Rita	Wilma
Tennessee	Bradley	8/29- 10/28/05			
	Fayette	8/29- 10/28/05		8/29- 10/28/05	
	Hamilton	8/29- 10/28/05			
	Hardeman	8/29- 10/28/05		8/29- 10/28/05	
	Hardin	8/29- 10/28/05		8/29- 10/28/05	
	McMinn	8/29- 10/28/05			
	McNairy	8/29- 10/28/05		8/29- 10/28/05	
	Meigs	8/29- 10/28/05			
	Monroe	8/29- 10/28/05			
	Polk	8/29- 10/28/05			
	Shelby	8/29- 10/28/05		8/29- 10/28/05	
Texas	Angelina			9/23-11/22/05	
	Brazoria			9/23-11/22/05	
	Chambers			9/23-11/22/05	
	Cherokee			9/23-11/22/05	
	Fort Bend			9/23-11/22/05	
	Galveston			9/23-11/22/05	
	Gregg			9/23-11/22/05	
	Hardin			9/23-11/22/05	
	Harris			9/23-11/22/05	
	Harrison			9/23-11/22/05	
	Houston			9/23-11/22/05	
	Jasper			9/23-11/22/05	
	Jefferson			9/23-11/22/05	
	Liberty			9/23-11/22/05	
	Marion			9/23-11/22/05	
	Montgomery			9/23-11/22/05	
	Nacogdoches			9/23-11/22/05	
	Newton			9/23-11/22/05	
	Orange			9/23-11/22/05	
	Panola			9/23-11/22/05	
	Polk			9/23-11/22/05	
	Rusk			9/23-11/22/05	
	Sabine			9/23-11/22/05	
San Augustine			9/23-11/22/05		
San Jacinto			9/23-11/22/05		
Shelby			9/23-11/22/05		
Trinity			9/23-11/22/05		
Tyler			9/23-11/22/05		
Walker			9/23-11/22/05		