

For: State and County Offices

**2009 Aquaculture Grant Program (AGP) and
Poultry Loss Contract Grant Assistance Program (PGAP)**

Approved by: Deputy Administrator, Farm Programs



1 Overview

A Background

The Secretary authorized up to \$20 million under Section 32 of the Act of August 24, 1935, to provide economic assistance for aquaculture producers who experienced high feed input costs during the 2009 calendar year and up to another \$60 million in assistance to poultry growers whose poultry growing arrangements with a live poultry dealer were terminated because of the bankruptcy of the live poultry dealer. FSA will provide block grants to State Departments of Agriculture that agree to provide assistance to eligible aquaculture producers under AGP and eligible poultry growers under PGAP.

The total amount of assistance that an individual or legal entity may receive, directly or indirectly, as determined under regulations in 7 CFR Part 1400 from the funds made available under AGP or PGAP shall not exceed \$100,000 in aggregate, except for general partnerships and joint ventures in which case assistance under AGP or PGAP shall not exceed \$100,000 times the number of members that constitute the general partnership or joint venture.

Furthermore, aquaculture producers applying for AGP benefits or poultry growers applying for PGAP benefits with the State Department of Agriculture must certify that records are on file for 2009 program purposes at applicable County Office showing:

- that their average adjusted gross non-farm income does not exceed \$500,000 for the tax years 2005 through 2007, as calculated under regulations in 7 CFR Part 1400
- compliance with the conservation compliance eligibility provisions for other programs found at 7 CFR Part 12.

Disposal Date	Distribution
September 1, 2011	State Offices; State Offices relay to County Offices

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1 Overview (Continued)

B Purpose

This notice instructs State and County Offices to assist in implementing AGP and PGAP by:

- providing State Departments of Agriculture with 2009 payment eligibility and payment limitation information for aquaculture producers and poultry growers identified by the State Departments of Agriculture
- accepting CCC-901's, CCC-926's, and AD-1026's from aquaculture producers or poultry growers, if needed.

2 Administering AGP and PGAP

A Role of State Departments of Agriculture

FSA will provide block grants to State Departments of Agriculture, or a similar State office that is designated by the Governor of a State, that agrees to provide assistance to eligible aquaculture producers and/or poultry growers.

B Role of State and County Offices

State and County Offices shall:

- refer all inquiries received about AGP or PGAP policy and signup to their respective State Department of Agriculture for additional guidance
- provide payment eligibility and payment limitation information to State Departments of Agriculture, as instructed in subparagraphs 3 B and C
- accept AD-1026's, CCC-901's, and CCC-926's, as applicable, from aquaculture producers and poultry growers, if they do **not** currently have AD-1026's, CCC-901's, and CCC-926's on file with the applicable County Office.

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3 Payment Eligibility and Payment Limitation Information for AGP and PGAP

A State Department of Agriculture Responsibilities

State Department of Agriculture will be instructed by the National Office to:

- determine aquaculture producers and poultry growers for which payment eligibility and payment limitation information is required for AGP and PGAP purposes
- require eligible aquaculture and poultry growers that do **not** have payment eligibility and payment limitation information on file with FSA to visit the County Office and complete AD-1026's, CCC-901's, and CCC-926's, if applicable
- provide the State Office with a list of aquaculture producers and poultry growers for which payment eligibility and payment limitation information is required for AGP and PGAP.

B State Office Responsibilities

State Offices shall:

- accept the State Department of Agriculture's listing of aquaculture producers and poultry growers for which payment eligibility and payment limitation information is required
- provide the applicable County Offices with a list of aquaculture producers and poultry growers for which "payment eligibility and payment limitation" information is needed for AGP and PGAP
- provide the State Department of Agriculture with the following:
 - copies of CCC-901's for AGP and PGAP applicants that are entities
 - list of names of AGP and PGAP applicants:
 - including the name and share percentage of all interest holders in an entity, general partnership, or joint venture that exceeded the \$500,000 average adjusted nonfarm income limitation
 - that did **not** file the following in the applicable County Office:
 - CCC-926
 - AD-1026.

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3 Payment Eligibility and Payment Limitation Information for AGP and PGAP (Continued)

C County Offices Responsibilities

County Offices shall:

- accept AD-1026's, CCC-901's, and CCC-926's, as applicable, from aquaculture producers and poultry growers identified on the list from the State Office, if previous 2009 payment eligibility and payment limitation information is **not** on file for the applicable aquaculture producers or poultry growers
- provide the State Office the following 2009 payment eligibility and payment limitation information for applicable aquaculture producers and poultry growers identified on the list from the State Department of Agriculture to the State Office:
 - copies of CCC-901's for AGP and PGAP applicants that are entities
 - list of names of AGP and PGAP applicants that did **not** file the following:
 - CCC-926
 - AD-1026.