

For: State and County Offices

Issuing 2010 ELAP Payments

Approved by: Acting Deputy Administrator, Farm Programs



1 Overview

A Background

The Food, Conservation, and Energy Act of 2008 authorizes up to \$50 million in a calendar year for ELAP to provide emergency assistance to eligible producers of livestock, honeybees, and farm-raised fish that have losses because of disease, adverse weather, or other conditions, including losses because of blizzards and wildfires, as determined by the Secretary.

To ensure that program funding allocation is not exceeded, Notice LDAP-40 required State Offices to submit 2010 ELAP workbooks, including program enrollment data, to the National Office.

1-LDAP, Amendment 18 provides County Offices with procedure for issuing 2010 ELAP payments through the web-based payment system. County Offices may begin issuing 2010 ELAP payments on **April 6, 2011**, according to 1-LDAP, Part 5, Section 7.

B Purpose

This notice:

- informs State and County Offices that:
  - the web-based payment system will be used to issue 2010 ELAP payments
  - a national payment factor will **not** be applied to 2010 ELAP payments
  - the National Office will return approved 2010 ELAP workbooks, with **gross** 2010 ELAP payment data, to State Offices on **April 6, 2011**
  - the County Office that is designated as the “recording county” for the producer in the subsidiary eligibility system is the County Office that shall record ELAP payment data in the web-based payment system

<b>Disposal Date</b>	<b>Distribution</b>
October 1, 2011	State Offices; State Offices relay to County Offices

## Notice LDAP-42

### 1 Overview (Continued)

#### B Purpose (Continued)

- instructs County Offices to issue 2010 ELAP payments to eligible producers through the web-based payment system according to 1-LDAP, Part 5, Section 7.

### 2 2010 ELAP Workbooks

#### A National Factor

After receiving 2010 ELAP workbooks from State Offices, the National Office determined that gross 2010 ELAP payments do not exceed the \$50 million allocated for 2010 calendar year losses. As a result, a national factor will **not** be applied to 2010 ELAP payments.

#### B Approved 2010 ELAP Workbooks

The approved 2010 ELAP workbooks, that the National Office will return to State Offices, will differ from the 2010 ELAP workbooks submitted by State Offices to the National Office in the following ways:

- applications entered in the 2010 ELAP workbooks by the State Offices that are in appeal status or anticipated to be appealed have been removed from approved 2010 ELAP workbooks; if an application currently in appeal status is approved for payment, see subparagraph 3 C to request additional 2010 ELAP funding
- on the “Totals” worksheet, 2 columns have been added to provide the “recording State and county”, as designated in the subsidiary eligibility system, for all eligible producers

**Note:** The recording State and/or county code will be highlighted if different from the producer’s administrative State and/or county code.

- the 2010 ELAP payment amounts provided on the “Totals” worksheet are referred to as “gross” payments instead of “net” payments
- all cells in the workbook are locked and **cannot** be edited.

#### C Transferring Approved 2010 ELAP Workbooks to State Offices

The National Office will return approved 2010 ELAP workbooks to State Offices, by e-mail. The file name for the approved 2010 ELAP workbook for each State will be, “ELAP\_2010\_{ST}\_final.xlsx”. The approved 2010 ELAP workbook will be encrypted with the same password used by the State.

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### 2 2010 ELAP Workbooks (Continued)

#### D Transferring Approved 2010 ELAP Workbooks to County Offices

State Offices are responsible for ensuring that the approved 2010 ELAP workbook payment data is provided to appropriate recording County Offices.

**Notes:** Only the State and County Offices designated as the “recording State and county” for the producer in the subsidiary eligibility system is allowed to record ELAP payment data in the web-based payment system.

The National Office has added the “recording State and county” for all producers on the “Totals” worksheet in the approved 2010 ELAP workbooks.

If a producer’s recording and administrative States are different, then the administrative State Office must provide the producer’s payment data in the workbook to the producer’s recording State Office.

### 3 2010 ELAP Payments

#### A Before Issuing Payments

The COC, CED, or designee shall ensure that the actions provided in 1-LDAP, subparagraph 329 B are completed **before** issuing 2010 ELAP payments.

#### B Recording 2010 ELAP Payment Data in the Web-Based Payment System

The County Office designated as the producer’s “recording county” must enter 2010 ELAP payment data in the web-based payment system, according to 1-LDAP, paragraph 333, to initiate the 2010 ELAP payment process.

An eligible producer’s 2010 ELAP gross payment amounts, to be recorded in the web-based payment system, are provided in the following columns on the “Total” worksheet of the State’s approved 2010 ELAP workbook:

- I. FRF - Farm-Raised Fish Death gross payment amount – column J
- II. HB Colony - Honey Bee Colony gross payment amount – column K
- III. HB Hive – Honey Bee Hive gross payment amount – column L
- IV. HB Feed – Honey Bee Feed gross payment amount – column M
- V. FRF Feed – Farm Raised Fish Feed gross payment amount – column N
- VI. LS Feed - Livestock Feed gross payment amount – column O
- VII. LS Grazing – Livestock Grazing gross payment amount – column P
- VIII. LS Death – Livestock Death gross payment amount – column Q.

County Offices will enter the payment amounts, by type of loss, in the web-based payment system; however, only 1 payment amount, after applying reductions if applicable, will be provided to NPS, per producer.

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### 3 2010 ELAP Payments (Continued)

#### C Funds Control

Because of the specific funding allocation for ELAP, payments will be controlled through the funds control process. On April 6, 2011, allotments will be provided to each County Office through the funds control process. Specific allotments will be determined by the National Office based on total gross 2010 ELAP payment amounts, by recording State and county, provided in the State's approved 2010 ELAP workbook. Funds for 2010 ELAP will be allocated to program code, "Emergency Assistance for Livestock" (2567), and this is how the program code will appear on the eFunds web page.

State Offices will have "Read-Only" access to e-fund allocations to the County Offices. If additional funds are required, County Offices shall contact the appropriate State Office specialist. If the State Office has determined additional funding is needed to pay an approved ELAP application, the State Office shall forward a request for additional funds. The request shall include producer, county, and payment amount, and be sent to the National Office by e-mail to **all** of the following National Office contacts:

- **sandy.bryant@wdc.usda.gov**
- **steve.peterson@wdc.usda.gov**
- **tina.nemec@wdc.usda.gov**
- **amy.mitchell1@wdc.usda.gov**
- **lenior.simmons@wdc.usda.gov**
- **kerry.sefton@wdc.usda.gov**

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### 4 Action

#### A County Office Action

County Offices shall ensure that:

- the “recording county” for the producer, as designated in the subsidiary eligibility system, is the County Office that records the ELAP payment data
- 2010 ELAP payment data is recorded in the web-based payment system according to 1-LDAP, Part 5, Section 7
- the State Office is contacted if additional 2010 ELAP funds are needed.

#### B State Office Action

State Offices shall:

- immediately inform County Offices of the contents of this notice
- provide the applicable recording County Offices with the approved 2010 ELAP workbook payment data, by any means necessary
- contact the National Office if additional ELAP funds are needed according to subparagraph 3 C.