

For: State and County Offices, CMA's, DMA's, LSA's, and Cotton Clerks

Additional MAL and LDP Producer Eligibility Requirements for Crop Years 2009 Through 2012

Approved by: Deputy Administrator, Farm Programs



1 Overview

A Background

Notice LP-2139 clarified:

- general MAL and LDP policies for 2009 through 2012 crop years
- producer eligibility requirements.

Notice PL-202 provided that FSA and IRS have finalized a data-sharing process for average AGI compliance and verification. FSA will use this information to determine compliance with the average AGI limitations for participants of 2009 and/or 2010 programs subject to AGI compliance.

Additionally, Notice PL-202 provided information and instructions on:

- CCC-927 for 2009 and/or 2010
- CCC-928 for 2009 and/or 2010
- Supplemental information to CCC-926, CCC-927, and CCC-928
- average AGI compliance review and validation process
- using information from IRS.

Producers are now required to complete CCC-927 or CCC-928 (as applicable), and mail the completed form directly to IRS within 60 calendar days of the signature date.

Participants that choose **not** to submit a completed CCC-926, CCC-927, or CCC-928, as applicable, will be determined noncompliant with AGI limitations for the 2009 and 2010 crop year.

Disposal Date	Distribution
July 1, 2010	State Offices; State Offices relay to County Offices and FAX to CMA's DMA's, LSA's and Cotton Clerks

Notice LP-2141

1 Overview (Continued)

B Purpose

This notice provides additional guidance as it relates to MAL and LDP producer eligibility requirements for crop years 2009 through 2012, about compliance with AGI.

2 MAL and LDP Producer Eligibility

A Producer Eligibility for Crop Years 2009 Through 2012

For crop years 2009 through 2012, MAL's and LDP's are available to eligible producers according to 8-LP, paragraph 100.

An eligible producer is a person or entity that has complied with eligible annual program requirements according to 8-LP, paragraph 128, including:

- reporting acreage for applicable crops, according to 2-CP
- completing AD-1026, according to 6-CP
- completing CCC-926, according to 4-PL:
 - CCC-926, CCC-927, or CCC-928 (as applicable) are **not** needed at the time of MAL disbursement
 - CCC-926, CCC-927, or CCC-928 (as applicable) are required if the MAL is repaid under marketing loan gain provisions or upon request of LDP benefits.

3 Action

A State Office Action

State Offices shall instruct County Offices to notify all producers of the contents of this notice using all available resources.

Notice LP-2141

3 Action (Continued)

B County Office Action

County Offices shall:

- collect CCC-926 from producers when a MAL is being repaid under marketing loan gain provisions or upon request of LDP benefits
- encourage producers submitting CCC-926 to mail the appropriate CCC-927 or CCC-928 to the IRS within 60 calendar of the signature date
- do not accept or retain a completed CCC-927 or CCC-928
- for additional guidance see:
 - LP-2139
 - PL-202
 - 8-LP
- use every available resource to inform producers and farm organizations of the contents of this notice.