

For: Tobacco State and County Offices

**Tobacco Loss Assistance Program 2000 (TLAP00)  
Frequently Asked Questions**

Approved by: Deputy Administrator, Farm Programs



**1 TLAP00 Related Questions and Answers**

**A**

**Background**

TPD has received numerous questions on the TLAP00 since Notice TB-968 was issued. Most of the questions are addressed in Exhibit 1.

**B**

**Purpose**

This notice provides answers to the questions received.

<p><b>Disposal Date</b></p> <p>January 1, 2001</p>	<p><b>Distribution</b></p> <p>Tobacco State Offices; State Offices relay to applicable County Offices</p>
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## TLAP00 Related Questions and Answers

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**1. If all of the owners of a farm do not apply for TLAP00, can the remaining owners apply?**

Yes. Because FSA has official records of each tract's contribution percentage to the farm, if the owner of one tract applies, we can pay that owner based on official records even if owners of other tracts on the farm do not apply.

**Note:** If there is more than one owner on a single tract, all owners of that tract must apply in order for that tract's share to be paid.

**2. If all of the tenants on a farm do not apply, can the tenants who do apply get paid?**

No. FSA has no official record of a tenant's share in the quota. What one tenant claims may be in conflict with what another tenant claims. Disputed shares remain until all tenants apply.

**Note:** This applies to controller and to grower/tenant; also, when there are no official records of percent shares, all parties must agree to allocation of shares.

**3. What payments can be made if applicants cannot agree on shares?**

Payment will not be made for any application allocation segment (for example, CCC-950, Part C), when applicants cannot agree. In other words, if all parties in CCC-950, Parts B and C agree, payments can be made to those parties; but if parties in Part D do not agree, no payments can be made to them.

**4. Is AD-1026, CCC-502, or FSA-570 a requirement for TLAP00 application?**

No. These provisions do not apply to TLAP00.

**5. If a special tobacco combination is in effect for the 2000 crop year, is an application made for the designated farm of record?**

No. CCC-950 shall be filed for each farm in the special combination.

**6. If a single person owns multiple tracts on a farm, do we need to list (and have that person sign for) each tract?**

No. Since a total amount of pounds for each owner will be entered when CCC-950 data is loaded into the System 36, an owner should be listed, and sign, only once; and the total amount of pounds allocated to that owner should be shown in item 10.

**Note:** All tracts owned by that owner may be listed in the space available in Item 10.

**7. How will appeals be handled?**

According to 1-APP.

**TLAP00 Related Questions and Answers (Continued)**


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**8. What is the final date for all signatures on a TLAP00 application?**

September 1, 2000.

**9. If some applicants who share in the tobacco are out of State or not available before the end of the sign up period, will a mail or FAX copy of the application be adequate to obtain signatures?**

Yes, signatures on a photocopy or on a FAXed application are acceptable. However, no copy or FAX shall be sent which shows another applicant's identification number.

**10. What does "allocated" on CCC-950 and CCC-950-A mean?**

"Allocated" means the amount of pounds of basic or effective quota claimed by the applicant's share of that quota. For example, using Notice TB-968, Exhibit 3, Example 2B, Ms. Earhed's allocated pounds as owner are the 10,000 lbs. basic quota. Her share as controller is 22,000 lbs. of effective quota. Ms. Earhed's allocated pounds as a grower/tenant is 16,000 lbs. because she grows all of the 10,000 lbs. of basic quota and half of the 12,000 lbs. of the quota which was leased.

**11. COR's have been writing up County Offices for not date stamping documents that relate to payments (6-FI, subparagraph 7 B). Is it mandatory to date stamp applications that are signed in the office or only those copies that are received by mail?**

Date stamp only those copies that are received by mail.

**12. Is "CRP Reduction Acres" or "Released" (Wisconsin cigar binder, types 54, 55) tobacco allotment eligible for payment?**

CRP reduction acreage is not eligible; released acreage (Wisconsin cigar binder) is eligible.

**13. When quota is purchased and goes to a non-quota farm, does the seller have to sign the TLAP00 application for the farm that now owns the quota?**

No.

**14. Can we take application information from someone who claims to be associated with a farm or who supplies documentation of association with a farm when FSA records do not show the applicant as being associated with the farm?**

Yes, but before data loading the application into the System 36, the applicant information, including identification number, must be entered on the farm record.

**TLAP00 Related Questions and Answers (Continued)**

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**15. Who must sign a TLAP00 application on behalf of a corporation?**

Whoever signs FSA forms in conducting other business.

**16. CCC-950 has 3 pages. If only page 1 and page 3 apply to a kind of tobacco for which an application is being made, do I have to include page 2 in the application?**

Yes. If the decision or action on an application is appealed, we cannot support having only 2 pages of a 3-page application. If page 2 is not applicable, mark it "N/A" and fasten it to the application.

**17. If a producer checks "No" in item 5 on CCC-950, "Will this farm receive planted and considered planted credit for 2000 crop year?", do I have to take the application?**

Yes. Accept an application from any producer who wants to sign up, even if it appears they are not eligible.

**18. If an FLP borrower has a current non-delinquent loan, will the TLAP00 payment be offset?**

No. Offset for FLP borrowers will be handled in accordance with RD Instruction 1951-S, Servicing and Collections, Subpart C, Offset of Federal Payments.

**19. If a non-U.S. citizen applies for TLAP00, could a payment go to that person?**

Yes. The citizenship law does not apply to the TLAP00 payments.

**20. If both husband and wife are owners, will each be required to allocate pounds and sign CCC-950 in order for each to be eligible for a payment?**

No. There must be an allocation of pounds to which both owners agree, but a husband and wife can sign the application on behalf of each other.

**21. If an estate is listed as the owner of quota, can payment be made to that estate?**

Yes, if all other eligibility requirements are met, including having a proper identification number.