Farm Service Agency U.S. DEPARTMENT OF AGRICULTURE



Natural Resources Conservation Service





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Apply Now! A Packet of USDA Farm Service Agency (FSA) Eligibility Forms

for Tribal Nations

JUNE 2025 farmers.gov/ This guide is to help navigate FSA's eligibility processes for federally recognized Indian Tribes or their respective chartered entities. For purposes of this guide, the term "Tribe" means "any Indian tribe, band, nation, pueblo, or other organized group or community, including any Alaska Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act, which is recognized as eligible for special programs and services provided by the United States to Indians because of their status as Indians. (7 CFR § 1970.6).

This guide **does not** apply to individual members of a Tribe or to legal entities formed by tribal members. For more information on how to apply as an individual or private entity, visit:

FSA Apply Now Packet for Individuals FSA Apply Now Packet for Entities





### Dear Tribal Leaders and Officials,

Thank you for your interest in working with USDA's Farm Service Agency (FSA). I'm pleased to present FSA's new tribal guide developed to help federally recognized Tribal governments manage the eligibility paperwork needed to participate in USDA farm production and conservation programs.

Tribal nation leaders, land managers, agricultural producers and citizens are encouraged to visit USDA's Tribal Partnerships page on **farmers.gov** to connect with USDA programs and services. Developed through USDA's commitment to its federal trust responsibility to Tribal nations, the webpage showcases USDA opportunities for land access, representation, conservation partnerships, and support for tribal food sovereignty efforts. Visit **farmers.gov/ tribal** to learn more.

Our agency is honored to partner with agricultural producers as they navigate every stage of their operation-from getting started to expanding—and everything in between. FSA offers a full suite of programs to help agricultural producers access capital, protect the land, and manage risk. We recognize it can be challenging for new customers to navigate the agency, so we've developed a packet of information to help producers get to know FSA and help ensure a positive, more productive customer experience when visiting with local FSA staff. FSA is here to grow with you, and you do not have to navigate the agency alone. The forms included in this FSA Apply Now packet are necessary for customers to participate in FSA and Natural Resources and Conservation Service (NRCS) programs. Specific programs will also have a program application and may also have additional program eligibility forms that need to be completed. Instructions for completing these forms are available at: farmers.gov/working-with-us/ common-forms. FSA encourages new customers to contact their local USDA Service Center and schedule a one-on-one appointment with our dedicated FSA employees who are ready and willing to assist new customers in the process of getting started with USDA. You can locate your USDA Service Center's address and phone number at farmers.gov/servicecenter-locator.

We have tools and flexibilities built into many programs to support you as your farming operation changes, and we want to hear from you as changes happen so we can leverage available resources to assist you. New FSA customers need to report any changes to their agricultural operation to FSA. We will also work with you to update your customer records. It's important to file ongoing notice of loss reports, acreage/crop certifications, and to participate in the **County Committee election** nomination and voting process. This is an important and unique producer right and privilege. County Committees make decisions that directly affect producers in the areas they represent.

In 2024, FSA announced changes to the Farm Loan Programs to increase opportunities for farmers and ranchers to be financially viable. These improvements, part of the **Enhancing Program Access and Delivery for Farm Loans rule**, demonstrate USDA's commitment to improving farm profitability through farm loans designed to provide important financing options used by producers to cover operating expenses and purchase land and equipment. Learn more at farmers.gov/loans.



**FSA's Loan Assistance Tool** is an online platform that guides interested applicants through the farm loan application process. The tool helps users check their eligibility, directs them to suitable loan types, provides a documentation checklist, and assists with the completion of loan application forms. The Loan Assistance Tool was launched by USDA to expand credit access and provide consistent customer experience for all farm loan applicants.

Our skilled and knowledgeable FSA County Office staff delivers direct, in-person support to producers in every county in the nation and many U.S, territories. Each state has a State Outreach Coordinator (fsa.usda.gov/programs-and-services/ outreach-and-education/state-outreach-coordinators/ index) and Beginning Farmer Coordinator (farmers.gov/ your-business/beginning-farmers/coordinators) who will connect you to specific resources available through USDA and our partner organizations. The USDA Farmers.gov website compiles all farmer-related content from multiple agencies into a one-stop online resource. Here you will find our latest news and announcements, deadlines, tools, the local service center locator and tips on how to prepare for your first visit to your local service center office. The **Receipt for Service (RFS)**, as required by federal law and USDA regulations, ensures that all USDA customers are properly served in their local offices. All FSA, NRCS, and Rural Development offices are required to provide you with documentation of any services you requested during your visit with our staff. This includes in-person, telephone, and virtual meetings and appointments as well as requests and documentation received via the US Postal Service or email. If the RFS is not offered at the end of your business transaction, you may request it for your records. Additionally, receipts created on or after Aug. 2, 2024 are now accessible online at **farmers.gov/account**. Producers and/or their advocates are always encouraged to share their understanding of the meeting via email with our team.

FSA is committed to helping you navigate the <u>many</u> opportunities and federal farm program benefits we provide to farmers, ranchers, and landowners to help you reach your production agriculture goals and supporting American agriculture.



# **Resources and Support**

#### How Do I Get Started?

Your first step should be contacting the FSA office at your local USDA Service Center. Find your local USDA Service Center at farmers.gov/working-with-us/service-center-locator. Schedule an appointment to meet with the FSA staff to discuss your farming aspirations and find out what USDA programs are available for new farmers and ranchers.

#### Farmers.gov Tribal Partnerships

The USDA **Tribal Partnerships page on the farmers.gov** website connects Tribal nation leaders, land managers, agricultural producers and citizens with USDA farm production and conservation programs and services. Developed as part of USDA's commitment to its federal trust responsibility to Tribal nations, the web page showcases opportunities for land access, Indigenous representation, conservation partnerships, and support for Tribal producers and Tribal food sovereignty. Visit **farmers.gov/tribal** for more information.

#### **USDA Office of Tribal Relations**

USDA's Office of Tribal Relations leads USDA's intergovernmental role with tribes. Efforts through consultation, coordination and collaboration support the preservation of the government-to-government relationship and enhance access to USDA's various programs and services to tribes, tribal organizations and citizens. Learn more at usda.gov/tribalrelations.

### Working with the Bureau of Indian Affairs (BIA)

As a valuable partner in serving Indian Country, the USDA Farm Service Agency and Natural Resources Conservation Service have a memorandum of understanding with the **Bureau of Indian Affairs** within the Department of the Interior.

The BIA is responsible for administration and management of the nearly 56 million acres of surface interest and 59 million acres of mineral interest held in trust, or restricted against alienation, by the United States for American Indians, Indian tribes, and Alaska Natives. BIA maintains the official record of ownership and encumbrances to title for these land interests while federal statutory and regulatory authority to approve encumbrances to title to Indian lands is generally delegated from the Secretary of the Interior to the BIA. Directly and through P.L. 93-638 contracts, grants, or compacts, BIA provides resource inventory, planning, and management and development assistance along with leasing and permitting services to Indian tribes, individual Indian landowners and land users.

- BIA Office of Trust Services
- BIA Branch of Agriculture and Rangeland Development
- **BIA Tribal Leaders Directory** provides contact information for each federally recognized tribe. The electronic, map based, interactive directory also provides information about each BIA region and agency that provides services to a specific tribe. Additionally, the directory provides contact information for Indian Affairs leadership.

#### Steps to Eligibility for Federally Recognized Tribe and/or Tribal Chartered Entity:

- 1. Form AD-2047, Customer Data Worksheet
- This form is used to collect customer contact and demographic information and establish a customer record. A tribe or tribal entity will file an AD-2047 with the appropriate contact information. This information is used to establish a customer record for the tribe. This record is used for a variety of purposes, including farm records association, program application generation, and as a point of reference if FSA needs to contact the tribe related to their FSA business.
- 2. Tribal Signature Authority Documentation
- Proof of tribal signature authority is a central requirement for all FSA participation. This typically will come in the form of a Tribal Chair or Executive Letter of Authorization, a tribal resolution to a Tribal Charter, or some other legal document that extends signature authority to an authorized individual(s). If the farming operation is a tribally chartered entity, be sure to also provide the corporate charter, estate documents, or trust documents as applicable.
- 3. Form CCC-860, Socially Disadvantaged, Limited Resource, Beginning and Veteran Farmer or Rancher Certification, (if applicable).
- This form is used to certify that the majority of owners of a legal entity or joint operation are, a member of one or more of the specific producer groups listed on the form.
- 4. Establish a Farm Record and Obtain a Farm Number
  - This is required to participate in USDA programs. FSA will need documents to prove your association with the land in your farming operation. There are several ways to prove association with land. For an owner, this may be a property deed or a Bureau of Indian Affairs (BIA) title status report. If you do not own the land, you may provide a lease agreement or a grazing permit. Additionally, FSA has further methods for operators on heirs' property to prove their association.
- 5. Form AD-1026, Highly Erodible Land Conservation (HELC) and Wetland Conservation (WC) Certification)
- The Tribe will need to submit a certification of conservation compliance (form AD-1026), for all agricultural land they hold an interest as owner, operator, or other producer to receive the USDA benefits of FSA programs and loans, most NRCS programs, or a premium subsidy to Federal Crop Insurance administered by RMA. Individual tribal membership's farming interests are not tied to their certification. Tribes and tribal ventures can certify "none" in block 4 of AD-1026, for affiliate certification.
- 6. Form CCC-941, Average Adjusted Gross Income (AGI)
- To participate in many programs, a participant's average adjusted gross income cannot exceed \$900,000. These provisions do not apply to federally recognized tribes or tribal-chartered entities, so no CCC-941 is needed. However, if individual members apply on their own, they will need to complete this form based on their own income.
- 7. Form CCC-902E, Farm Operating Plan for an Entity
- Your local Farm Service Agency representative assists you in completing a Farm Operating Plan (CCC-902). Every farming operation completes a CCC-902 to provide information regarding the operation's structure and contributions of capital, equipment, land, labor, and management. For the tribe, a manual form (CCC-902E) is required but will only capture the land information for the farming operation. Work with your local FSA staff to establish farm records for all applicable agricultural lands prior to completing a CCC-902E. No additional information about contributions or membership are needed. For Tribes with larger land holdings or leased land, the following continuation form may be required to document the applicable land interest information.
- 8. Form CCC-902E, Continuation Form for Farm Operating Plan for an Entity
- This form provides additional space as needed for specific Parts of the CCC-902E for collection of information about general partnerships, joint ventures, Indian Tribes, corporations, limited partnerships, limited liability companies, trusts, estates, charitable/tax-exempt organizations, public schools, city/county/ state-owned entities, or other similar entities that is used by FSA to determine eligibility for payments. Note this is typically not a required form unless there is not enough room on the CCC-902E to list all land interest for the Tribe.
- 9. Form SF-3881, Payment Enrollment Form for FSA
- USDA payments are generally directly deposited with your bank. This form will allow you to set up or change your direct deposit information for USDA payments. FSA will request a voided check or ask that this form be completed by your banking institution and signed.
- 10. Form SF-1199A, Payment Enrollment Form for NRCS
- USDA payments are generally directly deposited with your bank. This form will allow you to set up or change your direct deposit information for USDA payments. NRCS will request a voided check or ask that this form be completed by your banking institution and signed.

AD-2047		NT OF AGRICULTURE Prvice Agency		·	
(03-19-25)	Development s Conservation Service				
Risk Management Agency Agricultural Marketing Service					
	CUSTOMER D	ATA WORKSHEE	I		
Computer Security Act of 1987 (Pub. L. 100-235), The information will be used to document a reques Federal, State, Local government agencies, Tribal described in applicable Routine Uses identified in t (Automated), USDA/NRCS-1, Landowner, Operato requested information is voluntary. However, failur record. <b>Public Burden Statement (Paperwork Reduction</b>	NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is the Computer Security Act of 1987 (Pub. L. 100-235), OMB Circular A-123, Federal Managers' Financial Integrity Act of 1982, and Privacy Act of 1974 (5 USC 552a - as amended). The information will be used to document a request by the producer for updating the business partner record. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notices for AMS-3, Perishable Agricultural Commodities Act (PACA), USDA/FSA-2, Farm Records File (Automated), USDA/NRCS-1, Landowner, Operator, Producer, Cooperator, or Participant Files, and USDA/RD-1, Applicant, Borrower, Grantee, or Tenant File. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to request changes within the business partner record. Public Burden Statement (Paperwork Reduction Act Statement): According to the Paperwork Reduction Act requirement, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is				
searching existing data sources, gathering and ma estimate or any other aspect of this collection of in	intaining the data needed, and co formation, including suggestions f	ompleting and reviewing the collect for reducing this burden by emailing	tion of information. g to: <u>askusda@us</u>	Send comments regarding this burden sda.gov (Subject: OMB NO. 0560-0265).	
The provisions of criminal and civil fraud, privacy a OFFICE.		le to the information provided. <b>RE</b>	TURN THIS COM	PLETED FORM TO YOUR COUNTY FSA	
PART A         CUSTOMER INFORMATION           1. Reason for Request (Check appropriate box					
New Customer Update Existir	ng Customer Record				
2A. Customer's Full Name or Business Name a (Including Zip Code)	-	2B. Customer Busines: Estate, Trust, etc.)	s Type <i>(Exam</i> p	ole: Individual, Corporation, LLC,	
2C. Home Telephone Number (Area Code)	2D. Business Telephon	he Number <i>(Area Code)</i>	2E. Mobile	Telephone Number <i>(Area Code)</i>	
2F. Email Address				ve sensitive (but non-PII) Producer	
		or farm specific rela	YES	NO NO	
3A. Taxpayer Identification Number (Complete or last 4 digits for existing customer) and etc.)		3B. Birthdate (Only requ	uired if the cus	tomer is a minor)	
3C. Citizenship Status: (For Individuals Only)		3D. Originating Countr	y (For Foreign	Entities Only)	
U.S. Resident Resident Ali Not a US Citizen or Resident Alien Citizenship country if not US:	en (I-551 Required)				
Demographic Information					
Departmental Regulation 4370-001 provides U demographic information is voluntary and at the only and will not be used to determine an applie information in items 4A, 4B or 4C if the informa must base responses to the race, ethnicity and	e discretion of the custom cant's eligibility for progra tion has previously been	ner. Demographic informations or services for which provided to USDA. A customer of the services of the servic	ation is used b they apply. Yo tomer identifie	y USDA for statistical purposes u may disregard providing ed in Item 2A that is a legal entity	
4A. Race/Ethnicity: (Note: Select all that appl	y.)	4B. Sex (Individual):		4C. Sex (Legal Entity)	
American Indian or Alaskan Native		Male		Not applicable/unknown	
Asian		Female		Organization/Female Owned	
Black or African American				Organization/Male Owned	
Hispanic or Latino			Date S	Stamp	
Middle Eastern or North African					
White					
Note: See instructions for legal entities					

AD-2047 (03-19-25)				Page 2 of 2	
5. Customer has interest in one or more of the following	g agencies. (Check Appropr	iate Agency(ies) be	elow:)		
I AMS I FSA I NF	RCS RMA				
6. Is the Customer a Multi-County Producer?	YES (If "YES," list States		elow:) [		
7. See form instructions for signature requirements.					
7A. Customer Signature	7B. Title/Relationship			7C. Date (MM-DD-YYYY)	
PART B SERVICE CENTER ACTION					
8A. Agency Who Received Request: (Check one below)	8B. Initials of Employee Re Request (If Different t			vice Center Employee d the Request ( <i>MM-DD-YYYY</i> )	
FSA NRCS RD					
9. How the Request for Change was Received:		_			
Office Visit Telephone FAX	USPS Box One S	Span 🗌 Other (S	Specify):		
10. COC LAA:					
11. Remarks, if Applicable:					
124 Signature of Employee Undeting Business Dorth	ar if not initial of in 12P	Data Sanvias Cont	or Employee L	ndoting Rupinopa Dorthor	
12A. Signature of Employee Updating Business Partner if not initialed in Item 8B. 12B. Date Service Center Employee Updating Business Partner (MM-DD-YYYY)					

**Non-Discrimination Statement:** In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the State or local Agency that administers the program or contact USDA through the Telecommunications Relay Service at 711 (voice and TTY). Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <u>http://www.ascr.usda.gov/complaint\_filing\_cust.html</u> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Mail Stop 9410, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.

USDA is an equal opportunity provider, employer, and lender.

		OMB C	Control Number/Expiration date Control Number/Expiration date Control Number/Expiration date	e: 0560-0309 and 12/31/2025	
<b>CCC-860</b> (01-11-23)	U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation	1A.	. County FSA Office Name and Address (Including Zip Code)		
	LY DISADVANTAGED, LIMITED RESOURCE,				
BEGINN	ING AND VETERAN FARMER OR RANCHER CERTIFICATION	1B.	Telephone Number (Area Code)	1C. Program Year	
2. Applicant's N	lame and Address		INSTRUC		
Г 	-		Complete Parts A, B, C applicable. Read the i false certification in Pa to the address in Item	nformation relating to art F. Return this form 1 above.	
INFORMATION	"veteran" farmer or rancher, the entity must meet the rancher includes; "owners", "operators" and "other	e definiti produce	on as provided on Page 2 o rs".		
	TIFICATION OF SOCIALLY DISADVANTAGED FARMER ( 1 am a member of a group <u>listed below</u> , whose members ha			gandar	
prejudice bec apply but not	cause of their identity as members of a group without regar e that if only "women" is checked without selecting the oth vantaged for conservation programs).	d to their	r individual qualities. (Che	ck all that apply	
Wom	en.				
	ican Indians or Alaskan Natives, Asians or Asian Americans c Islanders, Hispanics.	s, Black o	or African Americans, Nativ	e Hawaiians or other	
	TIFICATION OF LIMITED RESOURCE FARMER OR RANC				
	ce farmer or rancher status can be determined by using a nline Self-Determination Tool through Natural Resource.		-		
4. I certif	y that the following statements are true by checking the box	r:			
identifie	direct or indirect gross farm sales (as individuals, if applicated in the Limited Resource Farmer/Rancher Self-Determinated year before the relevant program year (see Table 1 on Page 2 n.	ion Tool	for the 2 calendar years that	precede the complete	
	total household income (as individuals, if applicable for the r a family of four in each of the same 2 previous years (see T				
PART C – CER	TIFICATION OF BEGINNING FARMER OR RANCHER				
5. I certif	y that the following statements are true by checking the box	x and pro	oviding the date I began far	ning:	
I (or if a	applicable, the entity or joint operation) have not operated a f	farm or ra	anch for more than 10 years.		
I (or if a	upplicable, the entity or joint operation) substantially particip	ate in the	e operation.		
		_	Date (Month/Year began f	arming)	
	TIFICATION OF VETERAN FARMER OR RANCHER				
	I am a farmer or rancher who has served in the Armed Fo of at least one of the boxes below: (Check all that apply)	orces as a	lefined in 38 U.S.C. 101(10)	) and I meet the	
	A. I (or if applicable, the entity or joint operation) have not began farming in	operated	a farm or ranch for more that	an 10 years and	
	Date (Month/Year)				
	B. I (or if applicable, the entity or joint operation) am a vete obtained status as a veteran during the most recent 10-yea			· .	
			Date (Month/Y	'ear)	

CCC-860 (01-11-23)		Page 2 of 4			
PART E - NAP COVERAGE OPTION         By submitting a certification under Parts A, B, C, and/or D, you are also certifying that you are eligible for a service fee waiver for catastrophic coverage on eligible crops under the Noninsured Crop Disaster Assistance Program (NAP) for each program year for which your certification is applicable. Additionally, higher levels of NAP coverage can be purchased with reduced premiums through your local FSA County Office. NAP is subject to 7 CFR Part 1437 and the NAP Basic Provisions, available at: <a href="https://www.fsa.usda.gov/programs-and-services/disaster-assistance-program/noninsured-crop-disaster-assistance/index">https://www.fsa.usda.gov/programs-and-services/disaster-assistance-program/noninsured-crop-disaster-assistance/index</a> Your signature on this certification is your application for NAP catastrophic coverage, and acknowledgement and receipt of the NAP Basic Provisions, on eligible crops for each program year for which your certification is applicable, unless you opt out of NAP catastrophic coverage for eligible crops in Item 7 below. For more information about NAP, visit your local FSA County office.					
7. If you do not want to participate in NAP, enter a che	ck mark in the box provided. I elect to opt out of NAP cove	erage			
PART F – PENALTY FOR FALSE CERTIFICATION					
The penalty for false certification is loss of all benefit	s for the crop year in which the false certification was made	de.			
8A. Applicant's Signature (By)       8B. Title/Relationship of the Individual Signing in the Representative Capacity       8C. Date (MM-DD-YYYY)					
requesting the information identified on this Agricultural Act of 2014 (Pub. L. 113-79). T is a member of a socially disadvantaged gro rancher or qualifies as a veteran farmer or r State, Local government agencies, Tribal ag information by statute or regulation and/or a USDA/FSA-2, Farm Records File (Automate voluntary. However, failure to furnish the re disadvantaged, limited resource, or beginnir	nce with the Privacy Act of 1974 (5 USC 552a – as amend form is the Commodity Credit Corporation Charter Act (15 he information will be used to certify that an individual, leg- pup, qualifies as a limited resource CCC producer, qualifies ancher. The information collected on this form may be dis gencies, and nongovernmental entities that have been auth s described in applicable Routine Uses identified in the Sy ed) and USDA/FSA-14, Applicant/Borrower. Providing the quested information will result in a determination of ineligiting farmer or rancher program benefits.	U.S.C. 714 et seq.) and the al entity, or joint operation is as a beginning farmer or closed to other Federal, horized access to the restem of Records Notice for requested information is bility for socially			
9091(c)(2)(B).					

**Public Burden Statement (Paperwork Reduction Act):** Public reporting burden for this collection is estimated to average 6 minutes per response, including reviewing instructions, gathering and maintaining the data needed, completing (providing the information), and reviewing the collection of information. For the CFAP, ERP Phase 1 and 2, and FSCSC, you are not required to respond to this collection of information unless valid OMB control numbers are displayed.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at http://www.ascr.usda.gov/complaint\_filing\_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov. USDA is an equal opportunity provider, employer, and lender.

#### A. Socially Disadvantaged Farmer or Rancher:

A <u>socially disadvantaged farmer or rancher</u> is a farmer or rancher who is a member of a group whose members have been subject to racial, ethnic, or gender prejudice because of their identity as members of a group without regard to their individual qualities. Groups include: American Indians or Alaskan Natives, Asians or Asian Americans, Blacks or African Americans, Native Hawaiians or other Pacific Islanders, Hispanics, and women (for those selecting a group that includes gender). Note that if applicant only checks "women" without also selecting the other category the selection does not make applicant socially disadvantaged for conservation programs.

For entities requesting to be considered socially disadvantaged, at least 50% of the interest must be held by socially disadvantaged individuals.

#### **B. Limited Resource Farmer or Rancher:**

A limited resource farmer or rancher is a farmer or rancher that meets the criteria for both of the following:

• A producer whose direct or indirect gross farm sales do not exceed the amount identified in the Limited Resource Farmer/Rancher Self-Determination Tool\* in each of the 2 calendar years that precede the complete taxable year before the relevant program year, adjusted upwards in later years for any general inflation, and

Table 1: Direct and Indirect Gross Sales				
Program Year	Corresponding Years			
2017	2014 and 2015			
2018	2015 and 2016			
2019	2016 and 2017			
2020	2017 and 2018			

• A producer whose total household income was at or below the national poverty level for a family of four in each of the same 2 previous years reference in paragraph (1) of this definition.

\* A limited resource farmer or rancher status can be determined using the web site available through the Limited Resource Farmer and Rancher Online Self-Determination Tool through Natural Resources Conservation Service at <u>https://lrftool.sc.egov.usda.gov/</u>.

For entities requesting to be considered limited resource farmer or rancher, all members must be a limited resource farmer or rancher.

Note: This definition is not applicable to Farm Loan Programs.

#### C. Beginning Farmer or Rancher:

A <u>beginning farmer or rancher</u> is a person or legal entity for which both of the following are true for the farmer or rancher:

- Has not operated a farm or ranch for more than 10 years, and
- Materially and substantially participates in the operation.

For entities to be considered a beginning farmer or rancher, at least 50% of the interest must be beginning farmers or ranchers.

NOTE: This definition is not inclusive of all Farm Loan Programs requirements.

#### **D.** Veteran Farmer or Rancher:

A <u>veteran farmer or rancher</u> is a farmer or rancher who has served in the Armed Forces (as defined in section 101 (10) of title 38) and who —

- Has not operated a farm or ranch for more than 10 years total, or
- Has obtained status as a veteran (as so defined in 38 U.S.C. 101(2)) during the most recent 10-year period.

For entities requesting to be considered a veteran farmer or rancher, at least 50% of the interest must be held by veteran farmers or ranchers.

#### **E. NAP Coverage Option:**

The Noninsured Crop Disaster Assistance Program (NAP) provides financial assistance to producers of non-insurable crops when a low yield, loss of inventory, or prevented planting occurs due to natural disasters. Non-insurable crops are those not insured by the Federal Crop Insurance Corporation. Eligible crops for NAP are commercially grown for food or fiber (excluding livestock and their by-products), commodities, and industrial crops for which crop insurance, excluding pilot coverage, is not available.

Catastrophic coverage is equal to 50 percent of your expected yield and 55 percent of the expected price for the eligible crop (referred to as Basic 50/55). You are not required to pay a fee or a premium for this level of coverage. Additional coverage options and higher levels of coverage are available with a premium. To avail yourself to these options, you must timely file CCC-471 (NAP Application for Coverage) in any FSA County office.

For additional information regarding NAP, visit FSA's NAP page at: <u>https://www.fsa.usda.gov/programs-and-services/disaster-assistance-program/noninsured-crop-disaster-assistance/index</u>

This form is available electronically.

U.S. DEPARTMENT OF AGRICULTURE

FarmServiceAgency

### HIGHLY ERODIBLE LAND CONSERVATION (HELC) AND WETLAND CONSERVATION (WC) CERTIFICATION

Read a	ttached AD-1026 Appendix before completing form.			
PART	A – BASIC INFORMATION			
1. Nar	ne of Producer	2. Tax Identification Number (Last 4 digits)	3. Crop Year	
4. Na	nes of affiliated persons with farming interests . Enter "None," if applicable.		L	
	d persons with farming interests must also file an AD-1026. See Item 7 in the Ap	pendix for a definition of an affiliated person.		
	ck one of these boxes if the statement applies; otherwise continue to Part B.			
A.	The producer in Part A does not have interest in land devoted to agricultur person's land, producers of crops grown in greenhouses, and producers or land themselves. Note: Do not check this box if the producer shares in a	f aquaculture AND these producers do not own		
B.	<ul> <li>The producer in Part A meets all three of the following:</li> <li>does not participate in any USDA program that is subject to HELC and</li> <li>only has interest in land devoted to agriculture which is exclusively use</li> <li>has not converted a wetland after February 7, 2014.</li> </ul>		9.	
	Perennial crops include, but are not limited to, tree fruit, tree nuts, grapes, olive should contact the Natural Resources Conservation Service at the neares t USDA production of a perennial crop.			
No	te: If either box is checked, and the producer in Part A does not participate in Fa (NRCS) programs, the full tax identification number of the producer must be p required. Go to Part D and sign and date.	rm Service Agency (FSA) or Natural Resources C rovided, but establishment of detailed farm recorc	Conservation Ser Is with FSA is no	rvice >t
PART	B - HELC/WC COMPLIANCE QUESTIONS			
lf y US	icate YES or NO to each question. ou are unsure of whether a HEL determination, wetland determination, or NRCS DA Service Center.		local YES	NO
	ng the crop year entered in PartA or the term of a requested USDA loan, did or v cultural commodity (including sugarcane) on land for which an HEL determination			
	s anyone performed (since December 23, 1985), or will anyone perform any act			
A.	Create new drainage systems, conduct land leveling, filling, dredging, land clear by NRCS? <i>If "YES", indicate the year(s):</i>	ing, or excavation that has <b>NOT</b> been evaluated	I	
В.	Improve or modify an existing drainage system that has NOT been evaluated by	NRCS? If "YES", indicate the year(s):		
C.	Maintain an existing drainage system that has <b>NOT</b> been evaluated by NRCS? <i>I</i> <b>Note:</b> Maintenance is the repair, rehabilitation, or replacement of the capacity continued use of wetlands currently in agricultural production and the c were used before December 23, 1985. This allows a person to reconstr system or install a replacement system that is more durable or will reali	r of existing drainage systems to allow for the ontinued management of other areas as they uct or maintain the capacity of the original ze lower maintenance or costs.		
	Note: If "YES" is checked for Item 7A or 7B, then Part C must be completed to wetland determination on the identified land. If "YES" is checked for Item determination.			
8. Ch	ck one or both boxes, if applicable; otherwise, continue to Part C or D.			
A.	Check this box only if the producer in Part A has FCIC reinsured crop insu Part A, including any affiliated person, has been subject to HELC and WC		<u>ie</u> the producer	in
В.	<ul> <li>Check this box if either of the following applies to the producer and crop y</li> <li>Is a tenant on a farm that is/will not be in compliance with HELC and V other farms not associated with that landlord are in compliance. (AD-1</li> <li>Is a landlord of a farm that is/will not be in compliance with HELC and other farms not associated with that tenant are in compliance. (AD-10)</li> </ul>	VC provisions because the landlord refuses to a 026B, Tenant Exemption Request, must be con WC provisions because of a violation by the ten	npleted). ant on that farm	n, but all
	C – ADDITIONAL INFORMATION			
	S" was checked in Item 6 or 7, provide the following information for the land to	which the answer applies:		
Α.	Farm and/or tract/field number: If unknown, contact the Farm Service Agence	at the nearest USDA Service Center		—
В.	Activity:			
C.	Current land use (specify crops):			_
D.	County:			

#### PART D – CERTIFICATION OF COMPLIANCE

I have received and read the AD-1026 Appendix and understand and agree to the terms and conditions therein on all land in which I (or the producer in Part A if different) and any affiliated person have or will have an interest. I understand that eligibility for certain USDA program benefits is contingent upon this certification of compliance with HELC and WC provisions and I am responsible for any non-compliance. I understand and agree that this certification of compliance is considered continuous and will remain in effect unless revoked or a violation is determined. I further understand and agree that:

- all applicable payments must be refunded if a determination of ineligibility is made for a violation of HELC or WC provisions.
- NRCS may verify whether a HELC violation or WC has occurred.
- a revised Form AD-1026 must be filed if there are any operation changes or activities that may affect compliance with the HELC and WC provisions. I
- understand that failure to revise Form AD-1026 for such changes may result in ineligibility for certain USDA program benefits or other consequences.
- affiliated persons are also subject to compliance with HELC and WC provisions and their failure to comply or file Form AD-1026 will result in loss of eligibility for applicable benefits to any individuals or entities with whom they are considered affiliated.

#### **Producer's Certification:**

I hereby certify that the information on this form is true and correct to the best of my knowledge.

10A. Producer's Signature ( <i>By</i> )	10B. Title/Relationship (If Signing in Representative Capacity)	10C. Date (MM-DD-YYYY)
<b>FOR FSA USE ONLY</b> (for referral to NRCS) Sign and date if NRCS determination is needed.	11A. Signature of FSA Representative	11B. Date (MM-DD-YYYY)

**IMPORTANT:** If you are unsure about the applicability of HELC and WC provisions to your land, contact your local USDA Service Center for details concerning the location of any highly erodible land or wetland and any restrictions applying to your land according to NRCS determinations before planting an agricultural commodity or performing any drainage or manipulation. Failure to certify and properly revise your compliance certification when applicable may: (1) affect your eligibility for USDA program benefits, including whether you qualify for reinstatement of benefits through the Good Faith process; and (2) result in other consequences.

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 12, the Food Security Act of 1985 (Pub. L. 99-198), and the Agricultural Act of 2014 (Pub. L. 113-79). The information will be used to certify compliance with HELC and WC provisions and to determine producer eligibility to participate in and receive benefits under programs administered by USDA agencies. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated) and USDA/FSA-14, Applicant/Borrower. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of producer ineligibility to participate in and receive benefits under programs administered by USDA agencies.

This information collection is exempted from the Paperwork Reduction Act as specified in the Agricultural Act of 2014 (Pub. L 113-79, Title II, Subtitle G, Funding and Administration). The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. **RETURN** THIS COMPLETED FORM AD-1026 TO YOUR COUNTY FARM SERVICE AGENCY (FSA) OFFICE.

The U.S. Department of Agriculture (USDA) prohibits discrimination against its customers, employees, and applicants for employment on the basis of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited basis will apply to all programs and/or employment activities.) Persons with disabilities, who wish to file a program complaint, write to the address below or if you require alternative means of communication for program information (e.g., Braille, large print, audiotape, etc.) please contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). Individuals who are deaf, hard of hearing, or have speech disabilities and wish to file either an EEO or program complaint, please contact USDA through the Federal Relay Service at (800) 877-8339 or (800) 845-6136 (in Spanish).

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint\_filing\_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov. USDA is an equal opportunity provider and employer.

#### APPENDIX TO FORM AD-1026 HIGHLY ERODIBLE LAND CONSERVATION (HELC) AND WETLAND CONSERVATION (WC) CERTIFICATION

#### 1. Overview

The following conditions of eligibility are required for a producer to receive any U.S. Department of Agriculture (USDA) loans or other program benefits that are subject to the highly erodible land conservation (HELC) and wetland conservation (WC) provisions. Unless an exemption has been granted by USDA, the producer agrees to all of the following on all farms in which the producer, and any affiliated person to the producer (as specified in 7 CFR Part 12), has an interest:

- **NOT** to plant or produce an agricultural commodity on highly erodible land or fields unless being farmed in accordance with a conservation plan or system approved by the Natural Resources Conservation Service.
- NOT to plant or produce an agricultural commodity on a wetland that was converted after December 23, 1985.
- **NOT** to have converted a wetland after November 28, 1990, for the purpose, or to have the effect, of making the production of an agricultural commodity possible on such converted wetland.
- **NOT** to convert a wetland by draining, dredging, filling, leveling, removing woody vegetation, or any other activity that results in impairing or reducing the flow and circulation of water in a way that would allow the planting of an agricultural commodity.
- **NOT** to use proceeds from any Farm Service Agency farm loan, insured or guaranteed, or any USDA financial assistance program, in such a way that might result in negative impacts to a wetland, except for those projects evaluated and approved by Natural Resources Conservation Service.

#### 2. Statutory and Regulatory Authority

The Food Security Act of 1985, as amended, requires producers participating in most programs administered by the Farm Service Agency (FSA), Natural Resources Conservation Service (NRCS), and the Risk Management Agency (RMA) to comply with HELC and WC provisions on all land owned or farmed that is considered highly erodible or a wetland unless USDA determines an exemption applies. Producers participating in these programs, and any individual or entity considered to be an affiliated person of a participating producer, are subject to these provisions. The regulations covering these provisions are set forth at 7 CFR Part 12; all such provisions, whether or not explicitly stated herein, shall apply.

#### 3. Explanation of Terms

<u>Agricultural commodity</u> is **any** crop planted and produced by annual tilling of the soil, including tilling by one-trip planters, or sugarcane.

Highly erodible land is any land that has an erodibility index of 8 or more.

Highly erodible fields are fields where either:

- 33.33 percent or more of the total field acreage is identified as soil map units that are highly erodible; or
- 50 or more acres in such field are identified as soil map units that are highly erodible.

Perennial crop is any crop that is planted once and produces crops over multiple years. Go to

www.nrcs.usda.gov/compliance for a list of perennial and annual crops.

Wetland is an area that:

- has a predominance of hydric soils (wet soils);
- is inundated or saturated by surface or groundwater (hydrology) at a frequency and duration sufficient to support a prevalence of hydrophytic (water tolerant) vegetation typically adapted for life in saturated soil conditions; and
- under normal circumstances supports a prevalence of such vegetation, except that this term does not include lands in Alaska identified as having a high potential for agricultural development and a predominance of permafrost soils.

#### 4. NRCS and FSA Determinations

When making HELC and WC compliance determinations:

- NRCS makes technical determinations: these include:
  - For HELC compliance:
    - whether land is considered highly erodible;
    - establishing conservation plans or systems; and
    - whether highly erodible fields are being farmed in accordance with a conservation plan or system . approved by NRCS.
  - For WC compliance:
    - whether land is a wetland and if certain technical exemptions apply, such as prior converted;
    - whether a wetland conversion has occurred.
- FSA's responsibilities include:
  - making eligibility determinations, such as who is ineligible based upon NRCS technical determinations of non-compliance.
  - acting on requests for application of certain eligibility exemptions, such as the good faith relief exemption.
  - maintaining the official USDA records of highly erodible land and wetland determinations. The determinations are recorded both within the geographic information system and the automated farm and tract records maintained by FSA; however, it is important to know that determinations may not include all of a producer's land. If a producer is uncertain of the highly erodible land and wetland determinations applicable to any of the producer's land, the producer should contact the appropriate USDA Service Center for assistance.

### 5. HELC and WC Non-Compliance - FSA and NRCS Programs

Producers who are not in compliance with HELC and WC provisions are not eligible to receive benefits for most programs administered by FSA and NRCS. If a producer received program benefits and is later found to be non-compliant, the producer may be required to refund all benefits received and/or may be assessed a penalty.

In particular, unless exemptions apply, a producer participating in FSA and NRCS programs must: not plant or produce an agricultural commodity on a highly erodible field unless such production is in compliance with a conservation plan or system approved by NRCS; not have planted or produced an agricultural commodity on a wetland converted after December 23, 1985; and, after November 28, 1990, must not have converted a wetland for the purpose, or to have the effect, of making the production of an agricultural commodity possible on such converted wetland.

A producer who violates HELC or WC provisions is ineligible for applicable FSA and NRCS benefits for the year(s) in violation. A planting violation, whether on highly erodible land or a converted wetland, results in ineligibility for benefits for the year(s) when the planting occurred. A wetland conversion violation results in ineligibility beginning with the year in which the conversion occurred and continuing for subsequent years, unless the converted wetland is restored or mitigated before January 1<sup>st</sup> of the subsequent year.

#### 6. HELC and WC Non-Compliance - Risk Management Agency - Crop Insurance Policies Reinsured by the Federal **Crop Insurance Corporation**

Producers obtaining federally reinsured crop insurance will not be eligible for any premium subsidy paid by the Federal Crop Insurance Corporation (FCIC) for any policy or plan of insurance if the producer:

- has not filed a completed Form AD-1026 with FSA certifying compliance with HELC and WC provisions; or
- is not in compliance with HELC and WC provisions.

Unless an exemption applies, a producer must:

- not plant or produce an agricultural commodity on a highly erodible field, unless such production is in • compliance with a conservation plan approved by NRCS;
- not plant or produce an agricultural commodity on a wetland converted after February 7, 2014; and not have converted a wetland for the purpose, or to have the effect, of making the production of an agricultural commodity possible on such converted wetland after February 7, 2014.

#### AD-1026 Appendix (10-30-14)

A producer is ineligible for any premium subsidy paid by FCIC on all policies and plans of insurance for the reinsurance year (July 1 – June 30) following the reinsurance year of a final determination of a violation of HELC or WC provisions, including all administrative appeals, unless specific exemptions apply. Further, a producer will be ineligible for any premium subsidy paid by FCIC on all policies and plans of insurance for a reinsurance year if they do not have a completed Form AD-1026 on file with FSA certifying compliance on or before the June 1 prior to the beginning of the subsequent reinsurance year (July 1), unless otherwise exempted. RMA will contact FSA to determine compliance with HELC and WC provisions and the filing of Form AD-1026 prior to the beginning of a reinsurance year, which begins on July 1. If the producer is not in compliance and is not exempt, the producer will be ineligible for premium subsidy for all crops with a sales closing date between the following July 1 through the next June 30.

#### 7. Affiliated Persons

Any affiliated person of a producer requesting benefits subject to HELC and WC provisions must also be in compliance with those provisions. Ineligibility of a producer will also apply to affiliated persons of that producer. If an affiliated person has a farming interest (as owner, operator, or other producer on any farm), the affiliated person must also file Form AD-1026 certifying compliance with HELC and WC provisions in order for the producer requesting benefits to be eligible.

# Use this table to determine affiliated persons who must be in compliance with HELC and WC provisions and file Form AD-1026. If you are unsure about an affiliated person determination, please contact FSA at your local USDA Service Center for assistance.

<i>IF</i> the producer requesting benefits is a (an)	<b>THEN</b> affiliated persons with farming interests who must be in compliance with HELC and WC provisions and file Form AD-1026 are
individual	spouses or minor children with separate farming interests, or who receive benefits under their individual ID number.
<b>NOTE</b> : For a minor, parents or guardians shall be listed	estates, trusts, partnerships, and joint ventures in which the individual filing, or the individual's spouse or minor children have an interest.
as affiliated persons .	corporations in which the individual filing or the individual's spouse or minor children have more than 20% interest.
general partnership	first level members of the entity.
limited partnership	
limited liability company	
joint venture	
estate	
irrevocable or revocable trust	
Indian tribal venture or group	
	first level shareholders with more than 20% interest in the corporation.
corporation with stockholders	<b>Note:</b> First level shareholders of a corporation with 20% interest or less in the corporation are not considered affiliated persons of the corporation.

### **IMPORTANT NOTICE:**

Signature on Form AD-1026 gives representatives of USDA authorization to enter upon and inspect all farms in which the producer in Part A of Form AD-1026 has an interest for the purpose of confirming HELC and WC compliance.

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 12, the Food Security Act of 1985 (Pub. L. 99-198), and the Agricultural Act of 2014 (Pub. L. 113-79). The information will be used to certify compliance with HELC and WC provisions and to determine producer eligibility to participate in and receive benefits under programs administered by USDA agencies. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated) and USDA/FSA-14, Applicant/Borrower. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of producer ineligibility to participate in and receive benefits under programs administered by USDA agencies.

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			OMB Expiration Date: 10/31/2027
CCC-941 U.S. DEPARTMENT OF AG		1. Return completed	form to:
02-18-25) Commodity Credit Cor	poration		
AVERAGE ADJUSTED GROSS INCOME (AGI) CERTIFICAT AND CONSENT TO DISCLOSURE OF TAX INFORMATIO		FAX Number:	mber of FSA county office or USDA
<b>INSTRUCTIONS:</b> Please return completed form to	o FSA at the above addres	SS.	
2. Name and Address of Individual or Legal Entity (In			(TIN) (Social Security Number for
		Individual; or Employer Identifi	cation Number for Legal Entity)
Use the same name and address as used for the tax return spec			
PART A – CERTIFICATION OF AVERAGE ADJU	STED GROSS INCOME		
<b>1.</b> The program year for payment eligibility			
A. 20 Enter the year for which progra taxable years preceding the most the 3-year period for the calculati	immediately preceding cor	plete taxable year for which ben	efits are requested. For example,
5. I certify that the average adjusted gross incom	e of the individual or legal	entity in Item 2 (for the year inc	cluded in Item 4) was:
A. 🗌 Less than (or equal to) \$900,000			
B. 🔲 More than \$900,000			
PART B – CONSENT TO DISCLOSURE OF TAX			
Pursuant to 26 U.S.C. §6103, I hereby authorize the In in 26 U.S.C. §6103(b)(2)) from the returns (as specifie tem 4:			
Form 1040 and 1040NR filers: farm income or loss; ac	liusted gross income Form	1120 1120A 1120C filers: chari	table contributions taxable income
Form 1041 filers: farm income or loss, charitable con		<u>1120, 1120A, 11200 mero</u> . onan	
distribution deductions, exemptions, adjusted total i Form 1065 filers: guaranteed payments to partners, o	rdinary business inco	ne Form 990T: unrelated busine	
ncome	taxal	ole income	
understand the IRS will review these items of return info and employees of the United States Department of Agric or various commodity and conservation programs. The aware that the USDA may use the information received fo of Justice.	ulture (USDA) for use in dete calculations performed by the	mining the individual's or legal ent IRS use a methodology prescribed	ity's eligibility for specified payments I by the USDA. In addition, I am
Specifically, the IRS will disclose to the USDA the individ Adjusted Gross Income (AGI) is above or below eligibility The IRS will also disclose to the USDA the type of return	requirements as prescribed	by the Agricultural Act of 2014 or A	griculture Improvement Act of 2018.
f the IRS is unable to locate a return that matches the tax been filed, for any of the taxable years indicated, the IRS whichever is applicable.			
understand the Internal Revenue Code §6103(c), limits ecipient subject to penalties, brought by private right of a permission or request.			
<ul> <li>An approved Power of Attorney (Form FSA-211) on fi By signing this form:         <ul> <li>I acknowledge that I have read and reviewed a</li> <li>I certify that all information contained within th</li> <li>I agree to authorize CCC to obtain tax data from</li> <li>I am aware that without this consent to disclose confidential and are protected by law under th</li> <li>I certify that I am authorized under applicables</li> </ul> </li> </ul>	II definitions and requirements of the instruction is true and of the IRS for AGI complian sure, the returns and return e Internal Revenue Code;	nts on Page 2 of this form; correct; and is consistent with th ce verification purposes by filing information of the individual or I	e tax returns filed with the IRS; this form; egal entity identified in Item 2 are
entity only). 5. Signature (By)	7 Title/Polationship	of the Individual if Signing in	a R Data (MM/DD/VVVV)
	1. Ille/Kei/Ionshio		
		Capacity for a legal entity	a 8. Date (MM/DD/YYYY)

#### GENERAL INFORMATION ON AVERAGE ADJUSTED GROSS INCOME – PART A

Individuals or legal entities that receive benefits under most programs administered by CCC cannot have incomes that exceed a certain limit set by law. For entities, both the entity itself, and its members cannot exceed the income limitation. If a member, whether an individual or an entity, of an entity exceeds the limitation, payments to that entity will be commensurately reduced according to that member's direct or indirect ownership share in the entity. (All members of the entity must also submit this form to verify income the limitation is met.)

Adjusted Gross Income is the individual's or legal entity's IRS-reported adjusted gross income consisting of both farm and nonfarm income. A three-year average of that income will be computed for the three years of the relevant base period identified on the first page of this form to determine eligibility for the applicable program year. Individuals or legal entities with average <u>adjusted gross income</u> greater than \$900,000 shall be ineligible for all payments and benefits under the commodity, price support, disaster assistance, and conservation programs.

#### HOW TO DETERMINE ADJUSTED GROSS INCOME (AGI)

Individual – Internal Revenue Service (IRS) Form 1040 filers, specific lines on that form represent the adjusted gross income and the income from farming, ranching, or forestry operations.

Trust or Estate - the adjusted gross income is the total income and charitable contributions reported to IRS.

Corporation - the adjusted gross income is the total of the final taxable income and any charitable contributions reported to IRS.

Limited Partnership (LP), Limited Liability Company (LLC), Limited Liability Partnership (LLP) or Similar Entity – the adjusted gross income is the total income from trade or business activities plus guaranteed payments to the members as reported to the IRS.

Tax-exempt Organization – the adjusted gross income is the unrelated business taxable income excluding any income from non-commercial activities as reported to the IRS.

#### HOW TO DETERMINE AVERAGE ADJUSTED GROSS INCOME

The period for calculation of the average AGI will be of the three taxable years preceding the most immediately preceding complete taxable year for which benefits are requested. This table shows examples for applicable years to be used in determining average AGI.

IF the crop year is	THEN Average AGI will be based on the following years
2019	2017, 2016, and 2015
2020	2018, 2017, and 2016
2021	2019, 2018, and 2017
2022	2020, 2019, and 2018
2023	2021, 2020, and 2019

#### **GENERAL INFORMATION ON CONSENT TO DISCLOSURE OF TAX INFORMATION – PART B**

This consent allows IRS's access to, and use of, certain items of return information to perform calculations, using a methodology prescribed by the USDA, that will assist USDA in its verification of a program participant's compliance with the adjusted gross income (AGI) limitations necessary for participation in, and receipt of, commodity, conservation, price support or disaster program benefits. This consent also permits the USDA to receive certain items of return information for its eligibility determination.

This consent authorizes the disclosure of these items of return information for only the time period specified. Each item of information requested on this form is needed for the IRS to (1) locate, and verify, your tax information; (2) perform the requisite Average AGI calculations; and (3) provide the USDA with the legal entity's name and Taxpayer Identification Number (TIN), the type of return from which the specified items were located for use in the calculation, and whether or not the average AGI is above or below eligibility requirements. The IRS will not provide the USDA with any of the items specified on this consent form that it uses to perform the calculations or the average AGI figure.

This form can only be signed by the person authorized under state law to sign this consent for the legal entity identified in Item 2. <u>An approved Power of</u> <u>Attorney (Form FSA-211) on file with USDA cannot be used as evidence of signature authority when completing this form.</u>

Internal Revenue Code, §6103(c), limits disclosure and use of return information received pursuant to the taxpayer's consent and holds the recipient subject to penalties for any unauthorized access, other use, or redisclosure without the taxpayer's express permission or request.

	Item No./Field name	Instruction
1.	Return Completed Form To	Enter the name, address and fax number of the FSA county office or USDA service center where the completed CCC-941 will be submitted.
2.	Person or Legal Entity's Name and Address	Enter the person's or legal entity's name and address for commodity, conservation, price support, or disaster program benefits. Enter the name and address as it appeared on the IRS tax returns filed for the taxable years specified in Item 4.
3.	Taxpayer Identification Number	In the format provided, enter the <u>complete</u> taxpayer identification number of the person or legal entity identified in Item 2. <i>This</i> will be either a <b>Social Security Number or Taxpayer Identification Number</b> .
4.	Program Year	Enter the year for which program benefits are being requested. The program year entered determines the 3-year period used for the calculation of the average adjusted gross income (AGI) for payment eligibility and the years for which this consent allows access to tax information.
5.	Average Adjusted Gross Income	Select the box next to the response that describes the <b>average adjusted gross income</b> for the applicable 3-year period for the program year entered in Item 4. <b>Select only one response.</b>
6.	Signature	Read the acknowledgments, responsibilities and authorizations, <i>before</i> affixing your signature. Power of Attorney (Form FSA-211) on file with USDA cannot be used as evidence of signature authority.
7.	Title/Relationship	Enter title or relationship to the legal entity identified in Item 2.
8.	Date	Enter the signature date in month, day and year. This form must be returned to FSA within 90 days of the signature date for the consent to be valid.

#### **INSTRUCTIONS FOR COMPLETION OF CCC-941**

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**Non-Discrimination Statement:** In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

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To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <u>https://www.usda.gov/oascr/how-to-file-a-program-discrimination-complaint</u> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.

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#### OMB Approved No. 0560-0297 OMB Expiration Date: 10/31/2027

				1. County		3. Program Year
FARM OPERATING PLAN FOR AN ENTITY For "actively engaged in farming" and other payment eligibility/limitation determinations.			2. State			
<b>INSTRUCTIONS:</b> Return this comp This form is to be completed for a l to the regulations at 7 C.F.R. Part listed in Part A. This form also col- with respect to that person's oper- management by the entity listed in	egal entity, including a joir 1400. This form collects fa lects information about the ation. Payment eligibility Part A. The information o	nt operation, that i irming and other i e members of suc is based upon th	nformation about the ent h entity. A person who re he contribution of certain	ity that receives prog eceives program ber n inputs to a farming	gram benefits <b>directly</b> us nefits directly as an individ g operation such as land	ing the tax identification number dual must complete a CCC-9021 , capital, equipment, labor, and
PART A - ENTITY INFORM 1. Farming Entity's Name and		Code)		2. Tax Identification is already on f	ation Number (If the tax ile with FSA, only the last	payer identification Number 4 digits are required)
				3. Date of Form	nation (MM-DD-YYYY)	
PART B - TYPE OF OPER	ATION (Select only	/ one)				
1. Select appropriate type of c	operation that defines th	he entity identif	ied in Part A:			
General Partnership	Limited Partnership	D	Estate		Indian Tribe	
Joint Venture	Limited Liability Co	mpany	Charitable/Tax-exempt	Organization		
Sole Proprietorship/DBA	Revocable/Living T	rust	Public School		Other:	
Corporation	Irrevocable Trust		City, County or State-ov	vned Entity		
<ol> <li>Trust documents for an Irre agreement, evidence of hei States, State entities, cities satisfaction of CCC.</li> </ol>	rship, and operational	authorities of al	I shareholders, memb	ers and owners) r	may be required, exce	pt for public schools,
PART C - MEMBER INFO	RMATION (Use CC	C-902E Cont	inuation if additior	nal space is ne	eded for any inforr	mation in Part C)
1. Members - List all member						
A. Name	B. Tax ID Number (Last 4 digits if already on file)	C. % Share	Position a	D. and Salary <i>licable)</i>	E. Family Member Relationship* <i>(If applicable)</i>	F. Does this member have signature authority for the legal entity? (Yes or No)
			\$			
			\$			
			\$			
			\$			
			\$			
			\$			
* Family member means grea	at grandparent, grandn	arent. parent s		a legally adopted	children and stepchild	ren), grandchild, great
grandchild, sibling, 1 <sup>st</sup> cousir						, grandenna, gradt
2. If the entity in Part A is an E	Estate or Trust, or if any	y member/share	eholder is listed above	e is an Estate or T	rust, list the Executor,	Administrator, or Grantor:
A. Name of Estate or Trust			B. Name of Exec	cutor/Administrato	r/Grantor	
3. Embedded Entities – If any member/shareholder of the entity identified in Part A is an entity, a CCC-901, Member's Information, must also be completed and submitted concurrent with this CCC-902E. Additionally, a CCC-902E must be completed and submitted for each embedded entity.  Check if CCC-901 is attached.  Check if CCC-902 is attached for an embedded entity.						
					-	
						ATE STAMP

Name	of	Entity	ı (a	s identifie	d in	Part	Δ)•
inaille	UI.		( (a	sidentine	u III	raii	А).

4 Miner Members or Sh	arabaldara		ombor or Ch	oroboldor who	ia a minar	n rou d	do the fell			1/A		
4. Minor Members or Sha	arenoiders –	For any M B.	emper or Sh	arenoider who	is a minor,	provi	de the foll	owing: D.	r	N/A	T	E.
A. Minor's Name		Date of Parent's or Guardia Birth		an's Name		Parent's or Guardian's Address		dress	Parent or Guardian's SSN or Tax ID Numbe (Last 4 digits if already on file)			
F. Separate Status of Mine (1) Is any minor a proc		m in which	the parent c	or guardian has	s no interes	t?			[	YES	NO NO	
(2) Does any minor ma Activities with resp	•					•	• •		ng	YES	NO NO	
<ul><li>(3) Does any minor wh</li><li>a) live in a househ</li></ul>									or [	YES	NO NO	
(4) If any minor with a	an interest in t	his farming	g operation c	an answer "YE	ES" to Items	s F(1)	through F	(3), list the	at mino	or's name	:	
5A. Citizenship Status - U.S. Citizen?	ls each Memb	er and Sha	areholder of	the entity or jo	int operatio	n ider	ntified in P	art A, and	any ei	mbedded	entity ident	tified in Part C a
YES, all members												
NO, one or more r				•								
5B. For each member or s	shareholder (d	irect or em	bedded) wh	o is not a US (	Citizen, pro	vide th	ne followin	g:				
(1) Name of Individual					(2) This in valid F						A USE ONL	
							_	Form		resented		CCC Initials
									YE		NO	
										<u> </u>	NO	
									YES	<u>s []</u>	NO	
					VES		NO	L	YES	s 📋	NO	
PART D - SUMMARY (												
1. For the farming operat Enter the following inform legal entity; land and equipu- legal entity. (Provide detail	mation for cor	tributions t d/or cash lea	to be made based by the leg	by the entity id	entified in F ed in the farn	Part A.	These pe	rcentages s	should r	eflect the c	capital provide	ed directly by the
A. Capital	B. Land		%	C. Equipme	ent	%	D. Hirec	Labor	%		d Managem	ent %
2. For the farming operation of the entity identified in Part A, what percentages of the following farm inputs will be <u>contributed by the Members</u> listed in PART C? Enter the following information for the contributions to be made by the members. These percentages should reflect any capital originating from members' funds rather than from the entity; land and equipment owned or obtained by the member(s) and contributed to this farming operation without compensation to the member(s); labor and management hired by the members for the entity; and labor and management performed personally by the member(s) for the benefit of the farming operation identified in Part A. (Provide information about these contributions in Items B through H).												
A.	В.	C.	D.	Ε.	F.			G. Labor	r (%)		H. Mar	nagement (%)
Member's Name	Capital (Current Year)%	Land %	% of Owned Land	Equipment %	% of Owne Equipm	ed	Hired	Active Persor		Check if 1000 Hours	Hired	Active Personal

Page 3 of 7
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Name of Entity (as identified in Part A):										
PART E - LAND										
<ol> <li>Land: Enter the following information for ALL land in the farming operation of the entity identified in Part A. If land is cash leased from an individual or entity that has an interest in the crop or crop proceeds, include the rental rate in \$/acre in Column F; otherwise enter "cash." (For additional space, complete CCC-902 Continuation and attach to this form)</li> </ol>										
A. B. Farm No. and Land Leased o Location Contributed By		Cheo	C. ck as app	licable	D. Name of Person or Entity Whom Land is Leased to		E. Acres Owned	F. Rental Rate per Acre/ 9		
(County and State)		Owned	Leased To	Leased From	and/or from (Includes landowners and land		or Leased	or Crop Sha	are interest was held last year	
Farm No.: Location:										
Farm No.:										
Location:										
Farm No.:										
Location:										
Farm No.:										
Location: Farm No.:										
Location:										
PART F - CAPITAL S	OURCES and USES									
1. Indicate the source(s			ity identifi	ied in Part A	A? (Check ALL that applete the content of the co	oly.)				
Non-borrowed ca		loans/cre	dit	🗌 FSA p	rogram payments from	this crop ye	ear			
2. Will contributions of ca		nt or land	be acqui	red as a res	sult of a loan or credit ar	rrangement	?			
YES go to Item 3			NO go to							
	it be acquired from, guantified in Part A <i>(Such in</i> tems 3(A) through 3(E)	nterest ma		a landownei	•	, joint opera	ation or enti	ty that has an	interest in the	
A Type of Contribution	E Name of Loan o	3 or Credit S	Source	Gua	C arantor's Name	Affiliatio	D ource or Gu on or Interes ming Opera	st in the	E Percent of Total Capital	
						1 an			%	
									%	
PART G - EQUIPMEN	T (All percentages	are base	ed on ar	nnual ren	tal values.)				%	
1. Owned Equipment:		ALL equip	ment ow		farming operation of the	e entity iden	tified in Par	t A that will be	used on the farms %	
2. Leased Equipment:	Enter the following in leased equipment is				oment to be used in the , enter 0%.	farming op	eration of th	ne entity identi	fied in Part A. If	
A. Percent of Total Equipn Used in the Farming Ope		B. of Individ nent is Lea			C. Type of Equipment Leased		eq	D. Does the Individual/Entity the equipment is leased from have an interest in this farming operation?		
	%							YES	NO NO	
	%							YES		
	%							YES		
3. Lease Agreements:	If Item 2D is "YES," co	pies of lea	ase agree	ement and o	documentation may be r	required for	compliance	e purposes. O	60 TO Part H.	

Name of Entity (as identified in Part A):

PART H - CUSTOM SERVICES				
1. Will custom services be utilized by	the entity identified in Part A on the farms I <b>YES.</b> Complete Items 1A throug			
A. Type of Services	B. Farm Number(s)	C. Number of Acres	D Name of	
PART I - LABOR NOT PROVIDE	ED BY MEMBERS/SHAREHOLDERS	IDENTIFIED IN PART (	C	
For the farms listed in Part E, enter th shareholders listed in Part C:	ne information for contributions of labor to th	e farming operation that w	ill not be provided by the n	nembers or
	Туре	<b>A</b> 11 - 11 - 11		Amount
	ge or the number of hours to be donated by ent will be issued or owed.	family members or others		% hrs
2. Hired labor:				
A. Will any of the hired labor for th	e farming operation identified in Part A origi	nate from the same source	e as the leased equipment	in Part G?
NO YES If	"YES", acceptable documentation to prove	such relationship may be r	equired for compliance pu	poses.
B. Will any of the hired labor for th	e farming operation identified in Part A be ir	ncluded in the custom serv	ices shown in Part H?	
	YES", acceptable documentation to prove s	such relationship may be re	equired for compliance pur	poses.
PART J - MANAGEMENT				
Enter all managerial duties and/or act shareholder(s) of the entity or joint op	tivities required for the farming operation ide peration; or by hired management.	entified in Part A which will	be provided personally by	member(s) or
1. Active personal management:				
in column B. For nonfamily memb	in column A; the specific managerial duties/ per operations only, complete items in colument hours required for the farming operation.	n C to include the amount		
A. Member/Shareholder	B. Duties/Activities		Time Exper	C. ded Annually nber operations only)
			hrs	%
For additional space, use and attac	h CCC-902E Continuation			Amount
2. Hired management:			-	Amount %
Describe any hired management of	agement contributed to the farming operation duties/activities that will be provided by som	eone other than a member	r or shareholder. (Include	
administrator or trustee who recei	ves compensation for this service or activity	):		
3. Other management: Enter the percentage of other man	nagement contributed to the farming operation	on.		%
	nanagement that will be provided by someor not receive compensation for this activity):	ne other than a member or	shareholder. (Include ma	nagement by an

Name of Entity (as identified in Part A):

#### PART K - REMARKS

Check all of the following that apply:

CCC-902E Continuation attached for additional information for the following Parts:

Part C – Member information

Part D – Summary of Contributions

Part F – Capital

Part G – Equipment

Part H - Custom Services

#### PART L - CERTIFICATION - (FOR JOINT VENTURES AND GENERAL PARTNERSHIPS, A SIGNATURE IS REQUIRED FOR EACH MEMBER)

I certify that all the information entered on this document and any supporting documentation is true and correct. I understand that furnishing incorrect information will result in forfeiture of payments and may result in the assessment of a penalty. I will timely provide written notification to the Farm Service Agency committees for the county and State listed on this form of any changes in this farming operation. By signing this form, I acknowledge that:

• all supporting documentation has been submitted as required

- I have reviewed and understand all definitions and requirements on Page 7 of this form.
- all information will be considered in effect continuously unless changes or revisions are submitted.
- it is my responsibility to timely notify FSA in writing of any changes that may affect these representations, including, but not limited to: the composition of the entity identified in Part A; the farming, ranching or forestry operation of the entity identified in Part A; financial status of the entity identified in Part A.
- evidence such as tax records, certified public accountant's certification, or other documentation may be required to validate these
  representations and I will take all necessary actions to provide such materials to the applicable State or county committee if requested by
  FSA.
- it is my responsibility to timely notify FSA in writing of any successors who acquire an interest in this farming operation as the result of the death of a member or shareholder.

1.	2.	3.
Signature (By)	Title/Relationship of Individual Signing in the Representative Capacity	Date (MM-DD-YYYY)

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#### DEFINITIONS

The following definitions apply to Form CCC-902E.

- 1. ACTIVELY ENGAGED IN FARMING means providing both: 1) significant contributions of capital, equipment, or land, or combination thereof to the farming operation; and 2) significant contributions of active personal labor or active personal management, or a combination thereof, to the farming operation as described. Further, for a person or legal entity to be considered actively engaged in farming for program payment purposes, the contributions of the person or legal entity must be at-risk and commensurate with the person's or legal entity's claimed share of the profit and loss of the farming operation. Failure to meet these requirements will result in the determination of ineligibility for payments under programs specified in 7 C.F.R. Part 1400.
- 2. **INTEREST IN A FARMING OPERATION** a person or legal entity is considered to have an interest in a particular farming operation if the person or legal entity owns or rents land to or from that farming operation; has an interest in the agricultural commodities produced on the operation; or is a member of a joint operation that either owns or rents land to or from the farming operation, or has an interest in the agricultural commodities produced on that operation.
- 3. **JOINT OPERATION** is a general partnership, joint venture, or similar organization.
- 4. **PERSON** is a natural person (an individual) and does not include a legal entity.
- 5. ACTIVE PERSONAL LABOR a person is considered to be providing active personal labor with respect to a farming operation if that person is directly and personally providing physical activities necessary to conduct the farming operation, including land preparation, planting, cultivating, harvesting, and marketing of agricultural commodities in the farming operation. Other qualifying physical activities include establishing and maintaining conserving covers and those physical activities necessary for livestock production for the farming operation.
- 6. ACTIVE PERSONAL MANAGEMENT a person is considered to be providing active personal management with respect to a farming operation if that person is directly and personally providing the general supervision and direction of activities and labor involved in the farming operation; or providing services (whether performed on-site or off-site) reasonably related and necessary to the farming operation. The management activities must be critical to the profitability of the farming operation and performed under one or more of the following categories: 1) <u>Capital</u> which includes arranging financing and managing capital; acquiring equipment; acquiring land and negotiating leases; managing insurance and participating in USDA programs; 2) <u>Labor</u> which includes hiring and managing of hired labor; 3) <u>Agronomics and marketing</u> which includes selecting crops and making planting decisions; acquiring and purchasing of crop inputs; managing crops and making harvesting decisions; pricing and marketing of crop production.
- 7. CAPITAL with respect to a farming operation is the funding provided by a person or legal entity to the farming operation in order for such operation to conduct farming activities. To be considered a countable contribution for a person or legal entity, the capital must have been derived from a fund or account separate and distinct from that of any other person or entity involved in such operation. Countable capital does not include the value of any labor or management which is contributed to the farming operation. A capital contribution may be a direct out-of-pocket input of a specified sum or an amount borrowed by the person or entity. Capital does not include advance program payments.
- 8. **CONTRIBUTION** with respect to a farming operation, is providing land, capital or equipment assets, and providing active personal labor, or active personal management to the farming operation in exchange for, or with the expectation of, deriving benefits based solely on the success of the farming operation. Contributions must be "significant".
- 9. **CUSTOM SERVICES** with respect to a farming operation is the hiring of a contractor or vendor that is in the business of providing such specialized services to perform services for the farming operation in exchange for the payment of a fee for such services performed.
- 10. **ENTITY** is a corporation, joint stock company, limited liability company, association, limited partnership, limited liability partnership, irrevocable trust, revocable trust, estate, charitable organization, or other similar organization including any such organization participating in the farming operation as a partner in a general partnership, participant in a joint venture, a grantor of a revocable trust, or as a participant in a similar organization.
- 11. **EQUIPMENT** with respect to a farming operation is the machinery and implements needed by the farming operation to conduct activities of the farming operation including machinery and implements involved in land preparation, planting, cultivating, harvesting or marketing of the crops produced by the farming operation. Equipment also includes machinery and implements needed to establish and maintain conserving covers.
- 12. **FAMILY MEMBER** a person is considered to be a family member of another person in the farming operation if that person is related to the other person as a lineal ancestor, lineal descendant, sibling, 1st cousin, niece, nephew, spouse, or otherwise by marriage. This relationship includes great grandparent, grandparent, parent, child (including legally adopted children and stepchildren), grandchild, great grandchild, sibling, 1st cousin, niece, nephew, aunt, uncle or spouse of family member in the farming operation.
- 13. **FARMING ENTITY** is the entity, including a combination of entities, conducting a farming operation at one or more locations.
- 14. **FARMING OPERATION** is a business enterprise engaged in the production of agricultural products which is operated by a person or formal or informal entity which is eligible to receive payments, directly or indirectly.
- 15. **LAND** with a respect to a contribution to a farming operation is agricultural land consisting of cropland, pastureland, wetland, or rangeland which meets the specific requirements of the applicable program for which payments or benefits are sought.
- 16. **SUPPORTING DOCUMENTATION** is any information that supports the relevant representations made such as, but not limited to: articles of incorporation; corporate meeting minutes; stock certificates; organizational papers; trust agreement; last will or testament or a deceased individual; affidavit of heirship approved by Office of General Counsel; partnership agreement; property lease agreement; purchase agreement; land deed; lending security agreement; and financial statement.
- 17. All other terms utilized in this form shall be defined pursuant to 7 C.F.R. Part 1400.

CCC-902       Continuation       U.S. DEPARTMENT OF AGRICULTURE         (02-18-25)       Commodity Credit Corporation					1. COUNTY			
CONT	INUATION SHEET	FOR L	EASE	D OR O	WNED LAND	2. STATE		
			_		_	3. PROGRAM YEA	२	
	ATTACH TO FORM	CCC-9	<b>02I</b> 🛄 d	or CCC9	02E	4. PARTICIPANT'S	NAME	
PART C - L	NS: Return this compl	eted form	n to your (	County F	SA Office.			
Enter the follo		LL land y	ou own a Dwpod "	nd/or lea	se. If ALL land in this fa	rming operation is c	wned and operate	ed by you, enter
1.	2.		CHECK O		4. NAME OF PERSON OR		6. RENTAL	7. CHECK IF YOU
FARM NO.	COUNTY(IES)	OWNED	LEASED TO	LEASED FROM	LEGAL ENTITY WHOM LAN IS LEASED TO AND/OR FROM		RATE(S) \$ PER ACRE OR % CROP SHARE	HAD THE SAME LAND INTEREST LAST YEAR

DATE STAMP	

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**Non-Discrimination Statement:** In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

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To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <u>https://www.usda.gov/oascr/how-to-file-a-program-discrimination-complaint</u> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: <u>program.intake@usda.gov</u>.

USDA is an equal opportunity provider, employer, and lender.

#### ACH VENDOR/MISCELLANEOUS PAYMENT ENROLLMENT FORM

This form is used for Automated Clearing House (ACH) payments with an addendum record that contains payment-related information processed through the Vendor Express Program. Recipients of these payments should bring this information to the attention of their financial institution when presenting this form for completion. See Page 2 for additional instructions.

#### PRIVACY ACT STATEMENT

The following information is provided to comply with the Privacy Act of 1974 (P.L. 93-579). All information collected on this form is required under the provisions of 31 U.S.C. 3322 and 31 CFR 210. This information will be used by the Treasury Department to transmit payment data, by electronic means to vendor's financial institution. Failure to provide the requested information may delay or prevent the receipt of payments through the Automated Clearing House Payment System.

AGENCY INFORMATION						
FEDERAL PROGRAM AGENCY:						
AGENCY IDENTIFIER:	AGENCY LOCATION CODE (ALC):	ACH FORMAT:				
		CCD+				
ADDRESS:						
CONTACT PERSON NAME:			TELEPHONE NUMBER (Include Area Code):			
ADDITIONAL INFORMATION:						

PAYEE / COMPAN	IY INFORMATION
NAME	SSN NO. OR TAXPAYER ID NO.:
ADDRESS:	
CONTACT PERSON NAME:	
CONTACT PERSON NAME:	TELEPHONE NUMBER (Include Area code):
FINANCIAL INSTITU	
NAME:	
ADDRESS:	
ACH COORDINATOR NAME:	TELEPHONE NUMBER (Include Area code):
DEPOSITOR ACCOUNT TITLE:	
DEPOSITOR ACCOUNT NUMBER:	LOCKBOX NUMBER:
TYPE OF ACCOUNT: CHECKING SAVING	
SIGNATURE AND TITLE OF AUTHORIZED OFFICIAL: (Could be the same as ACH Coordinator):	TELEPHONE NUMBER (Include Area code):
AUTHORIZED FOR LOCAL REPRODUCTION	SF 3881 (Rev 2/2003) Prescribed by Department of Treasury

31 US C 3322; 31 CFR 21 0

## Instructions for Completing SF 3881 Form

Make three copies of form after completing. Copy 1 is the Agency Copy; copy 2 is the Payee/Company Copy; and copy 3 is the Financial Institution Copy.

- 1. Agency Information Section Federal agency prints or types the name and address of the Federal program agency originating the vendor / miscellaneous payment, agency identifier, agency location code, contact person name and telephone number of the agency. Also, the appropriate box for ACH format is checked.
- Payee / Company Information Section Payee prints or types the name of the payee / company and address
  that will receive ACH vendor / miscellaneous payments, social security or taxpayer ID number, and contact
  person name and telephone number of the payee / company. Payee also verifies depositor account number,
  account title, and type of account entered by your financial institution in the Financial Institution Information
  Section.
- 3. Financial Institution Information Section Financial institution prints or types the name and address of the payee / company's financial institution who will receive the ACH payment, ACH coordinator name and telephone number, nine-digit routing transit number, depositor (payee / company) account title and account number. Also, the box for type of account is checked, and the signature, title, and telephone number of the appropriate financial institution official are included.

#### **BURDEN ESTIMATE STATEMENT**

The estimated average burden associated with this collection of information is 15 minutes per respondent or recordkeeper, depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Financial Management Service, Facilities Management Division, Property and Supply Branch, Room B-101, 3700 East-West Highway, Hyattsville, MD 20782 and the Office of Management and Budget, Paperwork Reduction Project (1510-0056), Washington, DC 20503.

# **HIGHLIGHTED FIELDS ARE REQUIRED**

Standard Form 1199A (Rev. February 2020) Prescribed by Treasury Department Treasury Dept. Cir. 1076

# DIRECT DEPOSIT SIGN-UP FORM

DIRECTIONS

- To sign up for Direct Deposit, the payee is to read the back of this form and fill in the information requested in Sections 1 and 2. Then take or mail this form to the financial institution. The financial institution will verify the information in Sections 1 and 2, and will complete Section 3. The completed form will be returned to the Government agency identified below.
- The claim number and type of payment are printed on Government checks. (See the sample check on the back of this form.) This information is also stated on beneficiary/annuitant award letters and other documents from the Government agency.
- Payees must keep the Government agency informed of any address changes in order to receive important information about benefits and to remain qualified for payments.

•	A separate form must be completed for eac	h type of payme	nt to be sent
	by Direct Deposit.		

SECTION 1 (TO BE COMPLETED BY PAYEE)

A	NAME OF PAYEE (last, first, middle initial)		D TYPE OF DEPOSITOR ACCOUNT CHECKING SAVING	S			
			E DEPOSITOR ACCOUNT NUMBER				
	ADDRESS (street, route, P.O. Box, APO/FPO)						
	CITY STATE	ZIP CODE	F TYPE OF PAYMENT (Check only one)				
			Social Security     Fed. Salary/Mil. Civilian Pay       Supplemental Security Income     Mil. Active				
	TELEPHONE NUMBER AREA CODE		Railroad Retirement Mil. Retire.				
в	NAME OF PERSON(S) ENTITLED TO PAYMENT		Civil Service Retirement (OPM) Mil. Survivor				
			VA Compensation or Pension Other (specify)				
С	CLAIM OR PAYROLL ID NUMBER	last 4 of SSN	<b>G</b> THIS BOX FOR ALLOTMENT OF PAYMENT ONLY( <i>if applicable</i> )				
		OR	TYPE AMOUNT				
	Prefix Suffix	EIN number					
	PAYEE/JOINT PAYEE CERTIFICATI	ON	JOINT ACCOUNT HOLDERS' CERTIFICATION				
rea my	rtify that I am entitled to the payment identified about d and understood the back of this form. In signing the payment to be sent to the financial institution name isosited to the designated account.	his form, I authorize	I certify that I have read and understood the back of this form, including the SPECIAL NOTICE TO JOINT ACCOUNT HOLDERS.				
SIG	NATURE	DATE	SIGNATURE DATE				
SIG	NATURE	DATE	SIGNATURE DATE				

#### **SECTION 2** (TO BE COMPLETED BY PAYEE OR FINANCIAL INSTITUTION)

GOVERNMENT AGENCY NAME	GOVERNMENT AGENCY ADDRESS	

#### SECTION 3 (TO BE COMPLETED BY FINANCIAL INSTITUTION)

NAME AND ADDRESS OF FINANCIAL INSTITUTION Attach voided check (name on voided check must match payee's name in SEC 1 to be valid) OR a bank representative fills out all fields in SEC 3 ROUTING NUMBER

DEPOSITOR ACCOUNT TITLE

#### FINANCIAL INSTITUTION CERTIFICATION

I confirm the identity of the above-named payee(s) and the account number and title. As representative of the above-named financial institution, I certify that the financial institution agrees to receive and deposit the payment identified above in accordance with 31 CFR Parts 240, 209, and 210.

	PRINT OR TYPE REPRESENTATIVE'S NAME	SIGNATURE OF REPRESENTATIVE	TELEPHONE NUMBER	DATE
--	-------------------------------------	-----------------------------	------------------	------

Financial institutions should refer to the GREEN BOOK for further instructions.

THE FINANCIAL INSTITUTION SHOULD MAIL THE COMPLETED FORM TO THE GOVERNMENT AGENCY IDENTIFIED ABOVE

#### GOVERNMENT AGENCY COPY

CHECK

DIGIT

OMB No. 1530-0006

# Glossary of Terms

Acreage Report — documents the crops grown on your farm or ranch and their intended uses. You must file timely acreage reports to be eligible for many USDA programs.

Advance Payment — a payment that may be made available in advance of the installation of the conservation practice.

Assignment of Payment — this form known as the CCC-36 allows the participant to directly assign part or all of a payment received for **Farm Bill** program participation to another individual, group of individuals or entities.

**Farm Bill** — a package of legislation passed roughly once every 5 years that impacts farming livelihoods, how food is grown, what kinds of foods are grown. It covers commodities, conservation, nutrition, loans, rural development, research, extension services, forestry, energy, horticulture, crop insurance, labor safety, workforce development, and much more.

**Conservation Concern** — an expected degradation of the soil, water, air, plant, animal, or energy resource base to an extent that the sustainability or intended use of the resource is impaired. This may also be called a **Resource Concern**.

**Conservation Loan** — an FSA Direct or Guaranteed Loan that can be used to fund the implementation of approved conservation practices in accordance with an NRCS Conservation Plan of Forest Service Steward Management Plan.

**Conservation Plan** — a free tool designed to help you better manage the natural resources on your farm or ranch. An NRCS **conservationist** will meet with you to evaluate the soil, water, air, plant, and animal resources on your property and offer several alternatives to address the resource conditions. The alternatives you decide to use are recorded in your conservation plan, which includes a schedule for installation.

**Conservation Planning Activities** – activities for which producers can receive NRCS funding to engage **Technical Service Providers** (TSPs) to help identify and assess the resource concerns against planning criteria in a **conservation plan** and determine the practices to implement.

**Conservation Practice Standard** – NRCS guidance that contains information on why and where a practice is applied and sets forth the minimum quality criteria that must be met during the application of a practice in order for it to achieve its intended purpose.

**Conservationist** — an individual who provides technical expertise and conservation planning for farmers, ranchers, and forest landowners wanting to make conservation improvements to their land.

**Cooperative Extension Service** – assists the public in the areas of agriculture, lawn and garden, community development, 4H and youth development, family, and consumer education.

**Design Implementation Activities** – activities for which producers can receive NRCS funding to engage **Technical Service Providers** (TSPs) to help identify how to implement systems, practices, and activities. These may include the development of specific practice designs, management prescriptions, or other instructions to implement a producer's selected conservation system.

**FSA County Committee** – a committee elected by the agricultural producers in the county or area to help deliver farm program at the local level and work to ensure programs serve the needs of local producers.

**Direct Loan** – Direct Loans offer up to 100 percent financing and are a valuable resource to help farmers and ranchers purchase or enlarge family farms, improve and expand current operations, increase agricultural productivity, purchase livestock or equipment, recover from natural disasters and assist with land tenure to save farmland for future generations. All FSA Direct Loans are financed and serviced by the Agency through local Farm Loan staff. The funding comes from Congressional appropriations as part of the USDA budget.

**Emergency Loan** — an FSA Direct Loan that can be used to help qualified operators recover from a declared natural disaster. This loan can help with paying costs of repairing or replacing damaged property, replacing lost crop income and provide funds for operating costs. The maximum loan amount for a Direct Emergency Loan is \$500,000.

**Easement** — an interest in land defined and delineated in a deed whereby the landowner conveys rights, title, and/or interests in a property to the grantee, but the landowner retains fee-title ownership.

Farm and Tract Number — Farm Number is a unique identifier assigned by FSA to a farm. Tract Number is a unique identifier assigned to a land unit that is part of a farm.

Farm Ownership Loan — an FSA Direct or Guaranteed Loan that can be used to purchase or expand a farm or ranch. This loan can help with paying closing costs, constructing or improving buildings on the farm, or to help conserve and protect soil and water resources. The maximum loan amount for a Direct Farm Ownership Loan is \$600,000, and for a Guaranteed Farm Ownership Loan is \$2,251,000.

**Financial Assistance** – funds paid to an eligible program participant under an agreement entered into with NRCS.

Guaranteed Loan — FSA's Guaranteed Farm Loan Programs help family farmers and ranchers to obtain loans from USDA-approved commercial lenders at reasonable terms to buy farmland or finance agricultural production. FSA will guarantee farm loans through a commercial lender up to \$2,251,000. Financial institutions receive additional loan business as well as benefit from the safety net the FSA provides by guaranteeing farm loans up to 95 percent against possible financial loss of principal and interest.

**Heirs Property** – a legal term that refers to family land inherited without a will or legal documentation of ownership.

**Highly Erodible Land (HEL)** — cropland, hayland, or pasture that can erode at excessive rates. It would contain soils that have an erodibility index of eight or more. If a producer has a field identified as highly erodible land, that producer is required to maintain a conservation system of practices that keeps erosion rates at a substantial reduction of soil loss.

**Microloan** — an FSA Direct Loan, either Farm Ownership or Operating Loan, designed to meet the needs of small and beginning farmers, or for non-traditional and specialty operations by easing some of the requirements and offering less paperwork. The maximum loan amount for a Microloan is \$50,000.

**Operating Loans** — an FSA Direct or Guaranteed Loan that can be used to purchase livestock, seed, and equipment. This loan can also cover farm operating costs and family living expenses while a farm gets up and running. The maximum loan amount for a Direct Operating Loan is \$400,000, and for a Guaranteed Operating Loan is \$2,251,000. **Practice Implementation** — the action taken by a producer or contractor to install or carry out a planned conservation practice to address a natural resource concern, meet the technical requirements of the design standard, and achieve an environmental benefit.

**Ranking Pools** — customized to incorporate locally led input and are established to allow program applications with similar land uses/production types, resource concerns, and in similar geographic areas to compete for funding with similar operations.

**Risk Management** – the forecasting and evaluation of financial risks together with the identification of procedures to avoid or minimize their impact.

**Schedule of Operations** — this document identifies the conservation practices to be implemented, timing of the implementation, practice location, and payment rates.

Service Center — location where you can connect with FSA, NRCS, or Rural Development employees for your business needs. Find your local Service Center and agency offices using the USDA Service Center Locator at farmers. gov/service\_locator.

**Technical Assistance** – guidance provided to farmers, ranchers and forestland owners with the knowledge and tools they need to conserve, maintain, and restore the natural resources on their lands and improve the health of their operations for the future.

**Technical Service Provider (TSP)** — an individual or business with technical expertise in conservation planning and design that serve as consultants to provide services on behalf of NRCS.

**Youth Loan** — a type of Operating Loan for young people between 10–20 years old who need assistance with an educational agricultural project. Typically, these youth are participating in 4-H clubs, FFA, or a similar organization.

Wetland — wetlands are defined differently by different people and different government agencies. But there are three factors of commonality in these various definitions; wetlands can be defined by having wetland vegetation (hydrophytes) or supporting such vegetation under normal circumstances, having a predominance of hydric soils, and having wetland hydrology (inundated or saturated by surface or groundwater at a frequency and duration sufficient to support a prevalence of vegetation typically adapted for life in saturated soil conditions).



# **Civil Rights Statement**

# **Your Rights**

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

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- Mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410
- 2. Fax: (202) 690-7442; or
- 3. Email: program.intake@usda.gov.

# Appendix 5: Worksheet to Prepare for Your First Visit with USDA

This worksheet is provided as a tool to help you reflect on and clarify the needs of your operation. If you choose to fill it out, be sure to bring it along with you for your first visit to a USDA service center to help facilitate the discussion and get the help you need. Please select as many of the options below as apply to you and your operation.

I meet the USDA definition of a (select all that apply, see Are You a Historically Underserved Farmer or Rancher? on page 4):

Theet the OSDA definition of a (select all that apply, see	a refound historically officerserved ranner of Kancher : of page 4).		
Beginning Farmer or Rancher	Socially Disadvantaged Farmer or Rancher		
Limited Resource Farmer or Rancher	Veteran Farmer or Rancher		
I am interested in:			
Farm Number to enable me to participate	Market Risk and Facilitation		
in USDA financial assistance programs	Conservation Plan		
Loan	Person to recommend resources in my		
Insurance	area to help me gain experience or learn		
Disaster Assistance	more about farming before I start		
My current operation is:			
ConventionalCertified Organic	Transitioning to Organic		
Exempt from Organic Certification (sales below \$5,000/year)			
Mixture of Organic and Conventional			
Heirs' Property (see Navigating Complex Land Ownership on page 30)			
l operate:			
total acres including these land use types: rangela	and pasturelandforestland cropland		

(If applicable) I currently produce:

I am considering producing the following agricultural products: \_\_\_\_

#### My conservation goals include:

- \_\_\_ Soil reducing or preventing soil erosion; improving soil health and quality.
- \_\_\_\_ Water irrigation and drainage water management; reducing flood damage; improving water quality on and off my farm.
- \_\_\_ Air minimizing emissions and drift of particulate matter, pesticides, odors, and greenhouse gases.
- \_\_\_ Plants improving plant productivity and health, increasing biodiversity, minimizing pests, and reducing wildfire threat.
- \_\_\_Animals providing feed, forage, water, and shelter for livestock; enhancing wildlife habitat or biodiversity.
- \_\_\_\_ Humans economic and social considerations.
- \_\_\_ Energy improving energy efficiency of equipment, facilities, practices, and field operations; reduction of emissions from nutrients and animal waste.
- \_\_\_ Meeting National Organic Program (NOP) regulations.
- \_\_\_ Extending the growing season and improving plant health with a high tunnel system.
- \_\_\_Other:\_\_\_\_\_\_

#### I want to:

- \_\_\_ learn about serving on my local county committee.
- \_\_\_\_\_ sign up for USDA email updates and/or learn how to get a farmers.gov profile.

# Notes and Service Center Information

My local Service Center (farmers.gov/service-center-locator) is:

Address:	_
Phone Number:	_
Notes:	



Download the electronic fillable version at https:// www.farmers.gov/working-with-us/common-forms or scan the QR code.





June 2025

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