



USDA – FARM SERVICE AGENCY
Uinta County FSA Office
100 East Sage St / PO Box 61
Lyman, WY 82937-0610



February/ March 2009

Office Hours: 8:00 a.m. – 4:30 p.m. Monday – Friday Closed on Federal Holidays

Uinta County Committee:
 J. Wes Lupher, Jr.
 Kirk L. Eyre
 E. Lyle Robinson
 Andrea L. Rollins, Advisor

FSA Home Page:
www.fsa.usda.gov

Office Staff:
 Karey M. Clark, CED
 Ashley T. Simpson, PT

USDA Home Page
www.usda.gov

Farm Loan Manager:
 Brian S. Harrell, FLM
 Riverton, WY
 (307) 856-7524, Ext. 2

District Director
 Martin G. Hoffland

Uinta County Committee 2008 Election Results

Congratulations to Mr. Ellis Lyle Robinson from the Hillard Area. Mr. Robinson was elected to represent Local Administrative Area #1, consisting of Bear River, Almy, Evanston, Hillard and Piedmont areas. Mr. Robinson will be an asset to the Uinta County FSA Committee. We look forward to working with Mr. Robinson!

Thank you to Alta Barker, Lynn Hutchinson and Kenneth Hansen who placed their name on the election ballot this year. Your support of the FSA election process is appreciated!.

FSA Welcomes New Program Technician

I would like to take this opportunity to welcome Miss Ashley T. Simpson as the new Program Technician for the Uinta County FSA Office. Miss Simpson was born and raised in Utah. Ashley was raised on a cattle and horse operation in Kamas, Utah. She has lived in the Evanston area and currently resides near in Lyman, WY. Miss Simpson has worked in the Airline Business and has work experience in various businesses, office settings. Her hobbies include: ranch life, working with horses, and traveling.

Miss Simpson is excited about her new work opportunity and looks forward to meeting the agricultural producers here in Uinta County. Ashley brings her positive and vivacious personality to the County Office. Welcome aboard Ashley!!!

Miss Kimberly Nusbaum, former Program Technician, was selected to fill a vacancy in the Niobrara County effective October 01, 2008. Her decision afforded her the opportunity to be closer to her home and the ranch she grew up on.

USDA Lamb Referendum

The U.S. Department of Agriculture today announced that it will offer lamb producers, feeders, and first handlers the opportunity to vote in a nationwide referendum on whether to continue or terminate the Lamb Promotion, Research, and Information Order, authorized under the Commodity Promotion, Research, and Information Act of 1996. The referendum will be held Feb. 2-27, 2009.

The referendum will be conducted at USDA's Farm Service Agency (FSA) county offices. To be eligible to vote, persons must certify and provide documentation, such as a sales receipt or remittance form, which shows they have been engaged in the production, feeding, or slaughtering of lambs during the period, Jan. 1, 2008, through Dec. 31, 2008.

Beginning Feb. 2, 2009, and continuing through Feb. 27, 2009, persons eligible to vote should obtain form LS-86 from a county FSA office either in person, by mail, fax, or via the Internet at: <http://www.ams.usda.gov/lsmarketingprograms>. Persons must vote in the referendum at the County FSA office where their administrative farm records are maintained. For those persons not participating in FSA programs, the opportunity to vote will be provided at the County FSA office where the person owns or rents land.

Form LS-86 and supporting documentation must be returned in person, by mail, or by fax to the appropriate county FSA office. The form and documentation returned in person or by fax must be received in the appropriate county office prior to the close of business on Feb. 27, 2009. The form and documentation returned by mail must be postmarked no later than midnight on Feb. 27, 2009, and received in the county FSA office by March 6, 2009.

1099-G Mailed from Kansas City

√ During the last week of January, producers who have received payments from FSA should have received a CCC-1099-G from the Kansas City office. The CCC-1099-G is a copy of the report to the Internal Revenue Service about FSA payments made to producers in calendar year 2009. This form is supplied to you as a service to help you report taxable income. The issuance of this form is not intended to replace the program participant's responsibility to report income to IRS. Those producers who received the 1099-G are encouraged to check the figures and amounts with their records. Contact the FSA Office if you have any questions. Refunds will no longer be reported on the 1099-G.

“New” Adjusted Gross Income (AGI) Rules

What does this mean to you the agricultural producer.....

The average AGI for a person or legal entity is the average of AGI, or comparable measure, of the person or legal entity for the 3 taxable years preceding the most immediately preceding complete taxable year of the year for which benefits are requested. Taxable losses are included in the average. The average AGI limitations for payment eligibility are applied per natural person or legal entity.

As a result of the new 2009 Farm Bill and beginning with any 2009 benefits paid to producers, AGI limitations are set as follows:

IF average adjusted gross.....

Nonfarm income exceeds \$500,000

Farm income exceeds \$750,000

Nonfarm income exceeds \$1 million

Then the person or legal entity is ineligible for.....

all commodity, price support, and disaster assistance program benefits. Note: A person or legal entity with acreage adjusted gross nonfarm income that exceeds \$500,000 is *not* eligible for marketing loan gains and LDP payments. However, the person or entity is eligible for marketing assistance loans, but the loans *must* be repaid at principal plus interest, or commodity certificates may be exchanged for the loan collateral.

direct payments under DCP.

all conservation program benefits, unless 66.66 percent or more of the average AGI was derived from activities related to farming, ranching, and forestry operations.

Note: AGI provisions in effect *before* October 1, 2008, continue to apply for CRP contracts, ECP agreements, and GRP contracts and easements that were approved prior to October 1, 2008.

Applications filed with either FSA or NRCS will be required to complete AGI forms “each year” benefits are applied for. This includes individual members of entities (Corporations, LLC’s, Limited Partnerships, Trusts, Estates, etc.).

Points to remember:

- The Food, Conservation, and Energy Act of 2008 made changes to payment eligibility and payment limitation provisions to be implemented for the 2009 and subsequent program years. All producers interested in participating in 2009 and future programs will be required to update their eligibility files. Each individual and entity must complete a Farm Operating Plan and an Adjusted Gross Income (AGI) Statement.
- For commodity and disaster programs, the AGI limitation was reduced from \$2.5 million AGI from all sources of income to \$500,000 of non-farm adjusted gross income. Therefore, a person with a non-farm adjusted gross income greater than \$500,000 will not be eligible for commodity and disaster programs.
- Individuals or entities with non-farm adjusted gross income greater than \$1 million will not be eligible for payments from conservation programs unless 66.66 percent or more of their income is derived from farming, ranching and forestry operations. In addition, the AGI limitation for conservation programs may be waived on a case-by-case basis if it is determined that environmentally sensitive land of special significance would be protected.
- The definition of income derived from farming, ranching and forestry operations was expanded to include, among other items, such items as the packing, storing and transporting of agricultural commodities; production of livestock products; farm-based production of renewable bio-energy; and in some instances, the providing of operational inputs to farmers and ranchers.
- Program payments are limited by direct attribution to individuals or entities. Through direct attribution, payment limitation is based on the total payments received by the individual, both directly and indirectly. Qualifying spouses are eligible to be considered separate persons for payment limitation purposes, rather than being automatically combined under one limitation.
- Individuals and entities must be “actively engaged in farming” with respect to a farming operation in order to be eligible for specified payments. To be “actively engaged in farming”, the individual or entity must make significant contributions to the farming operation of: (1) capital, equipment or land; and (2) personal labor or active personal management. The new rule requires each partner, stockholder, or member with an ownership interest to make a contribution of active personal labor or active personal management for the entity to receive full benefits. The rule now limits the ability of passive stockholders to continue to realize benefits from the entity.

***** Important *****

With the implementation of the new Farm Bill "all" producers will be required to fill out new payment eligibility forms for 2009 program and provide current information for FSA to verify ownership and signature authority for ALL entities requesting program benefits. In order to timely process the paperwork we ask that you call ahead and request an appointment. By doing so, we will be able to prepare the documents ahead of time to better serve you. Producers with scheduled appointments will be given priority.

Signup for 2009 Direct and Counter-Cyclical Program (DCP)

DCP applicant's have until June 01, 2009, to timely file CCC-509. FSA will not accept any late-filed applications. CCC-509 will not be approved until all required signatures are affixed to the contract. It is the producer's responsibility to timely file the DCP application for 2009.

NAP Coverage Deadline for Spring Planted Crops

Signup deadlines vary depending upon the crop type. For spring planted crops the deadline is April 01, 2009. Accordingly, December 01, 2009 is the deadline to purchased NAP coverage for forage and fall seeded crops. This deadline applies for grazed acres as well. When making application there are related service fees due when the CCC-471 (Application for Coverage) is filed.

The service fee is \$250 per crop per county or \$750 per producer per county. The fee cannot exceed a total of \$1875 per producer for individuals with farming interests in multiple counties.

To qualify, a producer must be a landowner, tenant or sharecropper who shares in the risk of producing an eligible crop.

NAP Basic Provisions (BP) Documents Available.

This document provides general information on the Non-Insured Disaster Assistance Program (NAP) program process. The public may access CCC-471 through the FSA web site located at <http://www.fsa.usda.gov>. Upon accessing the website, CLICK "Disaster Assistance Program". On the Disaster Assistance Programs Home Page CLICK "View NAP Basic Provisions" located under "I want to..."

NAP Participants Must Report 2008 Forage Crop Production by July 01, 2009

NAP participants must report their 2008 crop production by July 01, 2009 to establish the actual production history (APH) for the enrolled forage crop acreage. If crop forage production is not reported, a zero yield will be assigned. Production figures may be submitted at any time to the county office.

Attention - All Buyers of Agricultural Products

It is required that all buyers of agricultural products check or register with the Secretary of State's Office to determine if there are liens against the seller of the product. If a lien is found you are required to place the lien holder's name on the check as well as that of the seller. Ag products include but are not limited to: Livestock (including horses), crops used for feed (hay, silage, oats, etc.), machinery, equipment, and all other crops. Failure to place the lien holder's name on the check may result in civil legal action being taken against the buyer of the product. Protect yourself as a buyer! You may contact the Secretary of State's Office at (307) 777-7311.

Foreign Buyers Notification

The Agricultural Foreign Investment Disclosure Act (AFIDA) requires all foreign owners of U. S. agricultural land to report their holdings to the Secretary of Agriculture. The Farm Service Agency administers this program for USDA. Foreign persons who have purchased or sold agricultural land in the county are required to report the transaction to FSA within 90 days of the closing. Failure to submit the AFIDA form could result in civil penalties of up to 25 percent of the fair market value of the property. County government offices, realtors, attorneys and others involved in real estate transactions are reminded to notify foreign investors of these reporting requirements.

2009 Crop Acreage Reporting of Intended Use

We will be working on the 2009 Crop Acreage Reports of Intended Use. We hope to be able to do most of these by mail. However, with the new farm bill we may need to have producers come into the county office to complete the acreage report. The acreage reports are required for most Farm Service Agency programs. Filing an accurate and complete report of ALL crops and land uses, including grazed acreage is important for future program participation and benefits.

***Non-Insured Assistance Program (NAP) participants are required to file a 2009 Crop Acreage Report of Intended Use.
The acreage reporting deadline is July 01, 2009***



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Uinta County FSA Office
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Postage Fees Paid
Farm Service Agency
Permit No. G-96

RETURN SERVICE REQUESTED

DATES TO REMEMBER:



Program Reminders

March	15, 2009	Crop Insurance Deadline for Spring <i>Insurable</i> Crops
April	01, 2009	Last Day to Enroll Spring Seeded <i>Non-Insurable</i> NAP Crops
June	01, 2009	DCP Signup Deadline
July	01, 2009	Crop Acreage Report of Intended Use Deadline
July	01, 2009	2008 Production Submitted – NAP Applicants & all others.
July	01, 2009	Last day to complete NAP Actual Production History Yield.

Within 15 days	NAP Notice of Loss Applications
Anytime	Sign-up for Continuous CRP
Monthly Office Visit:	Loan assistance – Brian Harrell, Farm Manager - Call (307) 856-7524 for an appointment.
Monthly:	FSA County Committee Meetings - Fourth Wednesday at 1:00 P.M. (As needed)
PROMPTLY:	Notify FSA of any changes that would affect Payment Limitations, Farm record changes. I.E: sold or purchased land, changes in lease(s), operator changes, etc.
	Report Direct Deposit changes / Change of Bank and/or Bank Name Changes.

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