

For: State and County Offices

CCC-633 EZ Date of Delivery LDP Rate Option

Approved by: Acting Deputy Administrator, Farm Programs



1 Overview

A Background

Notice LP-2017 provided policy and procedure clarifications for requesting LDP benefits using CCC-633 EZ.

Several States have inquired about correctly completing CCC-633 EZ LDP requests when requesting the “date of delivery” option for determining LDP rates. This option was added to CCC-633 EZ, Page 2 on February 14, 2006, to accommodate producers who in previous crop years requested LDP’s benefits on CCC-709.

CCC-709 allowed producers to receive LDP’s on requested quantities based on date of delivery from the field to a processor, buyer, warehouse, wool pool, or cooperative.

B Purpose

This notice provides policy and clarification for the “date of delivery” option on form CCC-633 EZ.

C Contact

If there are questions about this notice, State Offices shall contact Kimberly Graham by either of the following:

- telephone at 202-720-9154
- e-mail at **kimberly.graham@wdc.usda.gov**.

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| Disposal Date | Distribution |
| September 1, 2006 4-10-06 | State Offices; State Offices relay to County Offices |

Notice LP-2024

2 Date of Delivery Option For CCC-633 EZ

A Date of Delivery LDP Rate Option

The “date of delivery” option on CCC-633 EZ, item 23B allows producers to obtain LDP’s on requested quantities based on the date the commodity was delivered directly from the field to a processor, buyer, warehouse, wool pool, or cooperative.

Producers who harvest commodities and store commodities on the farm will **not** be eligible to receive LDP’s based on the “date of delivery” option, but must use item 23A to make their request for LDP.

B Beneficial Interest Lost in Quantity Before Date of Delivery

Producers who request LDP benefits based on the “date of delivery” option must maintain beneficial interest in the commodity from date of harvest through date of delivery. If beneficial interest is lost **before** the commodity is delivered, the LDP rate will be based on the date beneficial interest is determined to be lost, regardless of the option selected on CCC-633 EZ, Page 2, item 23, and if all eligibility requirements are met.

Note: CCC-633 EZ, Page 1 must be on file and all other eligibility requirements must be met **before** the LDP benefit request can be approved and issued. When beneficial interest is lost in the requested quantity **before** the commodity is delivered, County Offices shall notate in CCC-633 EZ, item 32 that beneficial interest was determined lost in the commodity **before** the delivery date. Situations that may result in lost of beneficial interest before delivery **may** include receipt of payment for the applicable commodity or the signing of a contract that includes clauses restricting the producer's beneficial interest in the commodity.

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2 Date of Delivery Option for CCC-633 EZ (Continued)

C Specifying Requested Quantity

Producers should be reminded to enter the commodity in CCC-633 EZ, Page 2, item 19. If no commodity is specified, this will indicate that the producer wants the LDP rate in effect on the date of delivery for all commodities listed on CCC-633 EZ, Page 1 immediately delivered.

Producers must enter the requested LDP quantities on CCC-633 EZ, item 20 by entering any of the following options:

- “ALL”, which would cover all production from the farm(s) that is immediately delivered to the specific location as provided in CCC-633 EZ, Page 2, item 22
- a specific quantity

Note: Delivered quantities shall be applied to the specific quantity requested in item 20 in the order delivered, according to the delivery evidence provided. If the specific quantity requested in item 20 is less than the total quantities delivered, then producers may not select delivered quantities out of delivery order to obtain a more favorable LDP rate.

- “OTHER”, which applies to fed quantities, quantities used for seed, or commodities harvested as grain.

Note: County Offices shall complete CCC-633EW, according to 8-LP, paragraph 536, when applicable.

D County Office Action for CCC-633 EZ Completed With “Date of Delivery” Option

County Offices shall **not** approve CCC-633 EZ with the “date of delivery” option selected until the producer has submitted delivery evidence. Delivery evidence must be submitted **before** the final loan availability date.