

# Emergency Conservation Program (ECP)

(2018 Farm Bill - Final Rule published July 10, 2019)

Eligible Farmland Damage must be of such magnitude that it would be too costly for the producer to rehabilitate without Federal assistance.

## Program Purpose

Provide cost-share assistance to farmers & ranchers to rehabilitate farmlands damaged or destroyed by certain natural disasters to restore the land to a productive capacity.

Cost share is offered to help return farmland to a condition and function similar to pre-disaster condition.

# Payments

- ▶ **Cost-Share** (subject to availability of funds)
- ▶ \*75% of the total allowable cost to perform or restore the practice
- ▶ \*90% for limited resource producer, socially disadvantaged & beginning farmers & ranchers
- ▶ \*Advance payment of up to 25% of cost of repairing or replacement of fencing is available

# Payments

- ▶ **Cost-Share**, continued
- ▶ \*Maximum payment per person or entity per disaster event is \$500,000
- ▶ \*Payment cannot exceed 50% of the agricultural value of the land

# Land Eligibility

For land to be eligible, the land must be:

- ▶ \*Physically located in county approved for ECP
- ▶ \*Privately owned and normally used for farming or ranching
- ▶ **\*Conservation practice must have existed prior to the disaster**
- ▶ \*Used for grazing commercial livestock or for producing agricultural commodities

## What do I need to make Application?

- ▶ \*Visit County FSA that maintains your farm records
- ▶ \*Complete form FSA-848, Cost Share Request, providing location, practice and extent of needed replacement (Application will need to include all producers sharing in the cost of the practice)
- ▶ \*Photo or record of damage, if available

## What do I need, Continued

- ▶
- ▶ \*Complete AD-1026, Highly Erodible Land Conservation and Wetland Conservation Certification
- ▶ \*Complete CCC-902, Farm Operating Plan for Payment Eligibility, if applicable

## When Practice is Complete - Documentation

- ▶ \*Report performance of the practice by completing form FSA-848B, before the practice expiration date
- ▶ \*Provide evidence that might include: invoices, cancelled checks, paid receipts

NOTE: It is important that all participants that shared in the cost of the practice are included on all invoices. This is important to calculate cost share and payment limitation (\$500,000)

## When Practice is Complete - Documentation, Continued

If producer performed practice with own labor and equipment provide a signed, itemized statement which includes the following:

- ▶ \*Dates of work performed
- ▶ \*Cost per hour charged for labor
- ▶ \*Type of equipment used
- ▶ \*Charge for equipment
- ▶ \*Type and cost of materials used
- ▶ \*Other applicable information

Questions?

WHIP +

Crop Disaster

## What's Covered

- ▶ Crops that are planted with intent of harvest for 2018, 2019 and 2020:
  - ▶ Insured
  - ▶ NAP Coverage
  - ▶ Uninsured
- ▶ Prevented planted crops with a final plant date prior to January 1, 2019.

## Ineligible Crops

- ▶ Uninsurable Acres for a Insured Crop
- ▶ Acreage intended for Grazing
- ▶ First Year Perennial Forage Crop
- ▶ Subsequent Planted Crops when NOT Approved Double-Cropping rules.

## Ineligible Crops Cont'd

- ▶ Acreage when a Qualifying Cause of Loss did not Occur on any part of the Unit.
- ▶ Prevented Plant Acreage based on Management Decisions
  - ▶ Failure to plant when other producers in the area were planting.
  - ▶ Affected by the containment or release of water by any governmental, public, or private dam or reservoir, if an easement exists on the acreage affected for the containment or release of the water.

# Qualifying Disaster Event

- ▶ Qualifying Disaster Events for Kansas Include:
  - ▶ Flood
  - ▶ Snowstorm
  - ▶ Tornado
  - ▶ Wildfire

# Define Flooding

- ▶ An overflowing of a large amount of water beyond its normal confines.
  - ▶ Movement of water over what is normally dry land.

AND

- ▶ Covering or Submergence with Water.
  - ▶ A place or area.



## Define Prevented Planting

- ▶ Prevented Planting:
  - ▶ The inability to plant the intended crop acreage
    - ▶ Using proper equipment
    - ▶ By the final plant date
    - ▶ Because of a natural disaster
      - ▶ (Flood, Snowstorm, Tornado, Wildfire)

## Eligible Producer

- ▶ Crops physically located:
  - ▶ Presidential or Secretarial designated county
    - ▶ Loss caused by (Flood, Snowstorm, Tornado, Wildfire)

OR

- ▶ Provide acceptable documentation to COC proving the loss was due to a 2018 or 2019 qualifying disaster event:
  - ▶ (Flood, Snowstorm, Tornado, Wildfire)

## Sign-Up Period

- ▶ Complete FSA-894 Application with FSA.
- ▶ Sign-up Dates:
  - ▶ Began September 11, 2019
  - ▶ Ends – No announced ending date yet:
    - ▶ Estimated ending date: December 31, 2020.

## Payment Limitation

- ▶ \$125,000 per person or legal entity
- ▶ Optional \$250,000 per person or legal entity if:
  - ▶ 75% of income is derived from farming ranching or forestry.
- ▶ No person or legal entity can exceed \$500,000 combined over the 3-year period. (2018-2020)

## Linkage Requirements

- ▶ Eligible Producers must:
  - ▶ Agree to purchase:
    - ▶ > 60/100 crop insurance coverage
    - ▶ WHIP + affected crops
  - ▶ Crop Year's
    - ▶ 2022 & 2023

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# QUESTIONS?