

**§ 1464.313**

**§ 1464.313 Estate, trusts, and minors.**

(a) Program documents executed by persons legally authorized to represent estates or trusts will be accepted only if such person furnishes evidence of the authority to execute such documents.

(b) A minor who is a producer shall be eligible for assistance under this subpart only if such person meets one of the following requirements:

(1) The right of majority has been conferred on the minor by court proceedings or by statute;

(2) A guardian has been appointed to manage the minor's property and the applicable program documents are executed by the guardian; or

(3) A bond is furnished under which the surety guarantees any loss incurred for which the minor would be liable had the minor been an adult.

**§ 1464.314 Death, incompetence, or disappearance.**

In the case of death, incompetence, or disappearance, of any person who is eligible to receive assistance in accordance with this part, such person or persons specified in part 707 of this title may receive such assistance.

**§ 1464.315 Appeals.**

The appeal, reconsideration, or review of all determinations made under this part, except the eligibility provisions for kinds of tobacco and others for which there are no appeal rights because they involve matters of general applicability, shall be allowed in accordance with parts 11 and 780 of this title.

**Subpart E—Tobacco Loss Assistance Program 2000**

SOURCE: 65 FR 65723, Nov. 2, 2000, unless otherwise noted.

**§ 1464.401 Applicability and basic terms for payments.**

(a) This subpart sets forth the terms and conditions of the Tobacco Loss Assistance Program 2000 (TLAP00) authorized by section 204(b) of the Agricultural Risk Protection Act of 2000 (Public Law 106-224). That section provides that \$340 million of funds of the Commodity Credit Corporation (CCC)

shall be made available to make direct payments to eligible persons, on a farm:

(1) For which the quantity of quota of eligible tobacco allotted to the farm was reduced from the 1999 crop year to the 2000 crop year; and

(2) That is used for the production of eligible tobacco during the 2000 crop year.

(b) The amounts made available to farms in a State shall be divided based on the quota of eligible tobacco available to each farm of an eligible person for the 2000 crop year.

(c) The amounts made available to farms in a State under paragraph (b) of this section shall be divided among eligible persons who are quota owners, quota lessees, controllers, growers, tenants and producers on farms in the State but only to the extent that is otherwise provided for in this subpart.

(d) The funds made available for "eligible persons" shall be allocated among States in the following dollar amounts:

Alabama .....	\$100,000
Arkansas .....	1,000
Florida .....	2,500,000
Georgia .....	13,000,000
Indiana .....	5,400,000
Kansas .....	23,000
Kentucky .....	140,000,000
Missouri .....	2,000,000
North Carolina .....	100,000,000
Ohio .....	6,000,000
Oklahoma .....	1,000
South Carolina .....	15,000,000
Tennessee .....	35,000,000
Virginia .....	19,000,000
West Virginia .....	1,300,000
Wisconsin .....	675,000

**§ 1464.402 Administration.**

(a) This subpart shall be administered by CCC under the general supervision of the Executive Vice President of the CCC and the Deputy Administrator for Farm Programs of the Farm Service Agency (FSA) of the Department of Agriculture (who shall be hereafter referred to in this part as the "Deputy Administrator"). The program shall be carried out in the field by State and county FSA committees (State and county committees).

(b) State and county committees, and representatives and employees thereof, do not have the authority to modify or waive any of the provisions of the regulations in this part.