

**Commodity Credit Corporation, USDA**

**§ 1421.201**

**§ 1421.114 Recourse marketing assistance loans.**

(a) CCC shall make recourse marketing assistance loans available to eligible producers of high moisture corn, high moisture grain sorghum and other eligible loan commodities as determined by the Deputy Administrator, Farm Programs.

(b) Repayment must be paid in full on or before the loan maturity date.

(c) Recourse marketing assistance loan collateral may not be delivered or forfeited to CCC in satisfaction of the loan indebtedness.

[67 FR 63511, Oct. 11, 2002. Redesignated at 70 FR 33799, June 10, 2005]

**Subpart C—Loan Deficiency Payments**

SOURCE: 67 FR 63511, Oct. 11, 2002, unless otherwise noted.

**§ 1421.200 Applicability.**

(a) During the loan availability period, loan deficiency payments will be made available to eligible producers when the alternative repayment rate is less than the applicable county loan rate.

(b) To be eligible to receive loan deficiency payments a producer must:

(1) Comply with all marketing assistance loan eligibility including beneficial interest requirements.

(2) Agree to forgo obtaining such loan, if applicable; and

(3) File in person, by mail or electronically a request for payment on a form prescribed by CCC; and

(4) Otherwise comply with all program requirements.

(c)(1) A producer must submit a completed request for a loan deficiency payment agreement and request form on or before the date beneficial interest is lost in the commodity and before the final loan availability date for the commodity. Producers must, on a form prescribed by CCC, indicate their intentions, in which the producer also agrees to the terms and conditions of the loan deficiency payment program, to receive a loan deficiency payment and submit the prescribed form to the FSA Service Center on or before beneficial interest is lost in such quantity.

A producer may not obtain loan deficiency payment benefits, if the applicable form is not received in the FSA Service Center on or before beneficial interest is lost in the requested commodity.

(2) With respect to a request for a loan deficiency payment for unshorn pelts, a completed request for such a payment must be submitted on or before the earlier of the date of slaughter of the lamb or the loss of beneficial interest in the lamb or the unshorn pelt produced from the lamb. In addition, the lamb must have been owned for not less than 30 days prior to the date such application is filed with CCC and must have been slaughtered for personal use, or sold for slaughter and slaughtered within 10 calendar days after the sale.

(d) For unshorn pelts, the lamb must be owned for a period of not less than 30 days in advance of the application and sold for immediate slaughter or slaughtered for personal use. Producers must submit acceptable production evidence to CCC under § 1421.12 at the time of request. Producers who do not sell lambs for immediate slaughter are ineligible for a loan deficiency payment.

[67 FR 63511, Oct. 11, 2002, as amended at 71 FR 32425, June 6, 2006]

**§ 1421.201 Loan deficiency payment rate.**

(a) The loan deficiency payment rate for a crop shall be the amount by which the loan rate for the crop exceeds the rate at which CCC has announced that producers may repay their loans under § 1421.10.

(b) The loan deficiency payment rate will be:

(1) For 2005 and preceding crop years, for loan deficiency payment other than field direct loan deficiency payments, the rate in effect in the county where the commodity is stored as of the day the producer submits to the FSA county service center a completed request for payments;

(2) For 2005 and preceding crop years, for field direct loan deficiency payments, the rate in effect for the county in which the farm is administratively located for CCC program purposes as of the date the commodity was delivered