

§ 400.15

7 CFR Ch. IV (1-1-99 Edition)

Contract No. \_\_\_\_\_
Address \_\_\_\_\_
Crop Year \_\_\_\_\_
Crop \_\_\_\_\_

Notwithstanding the provisions of section 2 of the policy regarding the insurability of crop acreage initially planted after the final planting date on file in the service office, I elect to have insurance provided on acreage planted for 20 days after such date. Upon my making this election, the production guarantee or amount of insurance, whichever is applicable, will be reduced 10 percent for each five days or portion thereof that the acreage is planted after the final planting date. Each 10 percent reduction will be applied to the production guarantee or amount of insurance applicable on the final planting date.

The premium will be computed based on the guarantee or amount of insurance applicable on the final planting date; therefore, no reduction in premium will occur as a result of my election to exercise this option.

If planting continues under this Agreement after the acreage reporting date on file in the service office, the acreage reporting date will be extended to 5 days after the completion of planting the acreage to which insurance will attach under this Agreement.

Insured's Signature \_\_\_\_\_
Date \_\_\_\_\_
Corporation Representative's Signature and Code Number \_\_\_\_\_
Date \_\_\_\_\_

COLLECTION OF INFORMATION AND DATA (PRIVACY ACT)

To the extent that the information requested herein relates to the information supplier's individual capacity as opposed to the supplier's entrepreneurial (business) capacity, the following statements are made in accordance with the Privacy Act of 1974, as amended (5 U.S.C. 552(a)). The authority for requesting information to be furnished on this form is the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 et seq.) and the Federal Crop Insurance Corporation Regulations contained in 7 CFR chapter IV.

The information requested is necessary for the Federal Crop Insurance Corporation (FCIC) to process this form to provide insurance, determine eligibility, determine the correct parties to the agreement or contract, determine and collect premiums, and pay indemnities. Furnishing the Tax Identification Number (Social Security Number) is voluntary and no adverse action will result from the failure to furnish that number. Furnishing the information required by this form, other than the Tax Identification (Social Security) Number, is also voluntary; however, failure to furnish the correct, complete information requested may result in rejection of this form, rejection of or sub-

stantial reduction in any claim for indemnity, ineligibility for insurance, and a unilateral determination of the amount of premium due. (See the face of this form for information on the consequences of furnishing false or incomplete information.)

The information furnished on this form will be used by Federal agencies, FCIC employees, and contractors who require such information in the performance of their duties. The information may be furnished to: FCIC contract agencies, employees and loss adjusters; reinsured companies; other agencies within the United States Department of Agriculture; the Internal Revenue Service; the Department of Justice, or other Federal or State law enforcement agencies; credit reporting agencies and collection agencies; and in response to judicial orders in the course of litigation.

[51 FR 20246, June 4, 1986, as amended at 52 FR 24979, July 2, 1987]

Subpart B—Individual Yield Coverage Plan Regulations for the 1985 and Succeeding Crop Years

AUTHORITY: Sec. 508, Pub. L. 75-430, 52 Stat. 73, as amended (7 U.S.C. 1508).

SOURCE: 50 FR 32001, Aug. 8, 1985, unless otherwise noted.

§ 400.15 Availability of Individual Yield Coverage Plan.

Individual Yield Coverage Plan (IYCP) shall be offered under the provisions contained in the following regulations:

- CFR part 418 .....Wheat Crop Insurance
CFR part 419 .....Barley Crop Insurance
CFR part 423 .....Flax Crop Insurance
CFR part 427 .....Oat Crop Insurance
CFR part 428 .....Sunflower Crop Insurance
CFR part 429 .....Rye Crop Insurance
CFR part 431 .....Soybean Crop Insurance
CFR part 433 .....Dry Bean Crop Insurance

Within limits prescribed by and in accordance with the provisions of the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 et seq.), only on those crops identified in this section and in those areas where the actuarial table provides that IYCP is available. (IYCP is available only on those crops and in those areas where the Corporation's Actual Production History Program has not been implemented. The Actual Production History form will be used for both programs). All provisions of

the applicable standard insurance contract for the crop apply, except those provisions which are in conflict with this subpart. Cropland acreage, which is defined as “new ground acreage” by the actuarial table or by the policy, will not be eligible for IYCP. Crops covered under the provisions of the Combined Crop Insurance policy will not be eligible for IYCP.

**§ 400.16 Definitions.**

In addition to the definitions contained in the crop insurance contract, the following definitions, for the purposes of Individual Yield Coverage Plan, are applicable:

(a) *Appraised Production* means production that was unharvested but reflected yield potential for the crop at the time of the appraisal. Appraisals will be determined by ASCS or FCIC.

(b) *Area Average Yield* is the average yield determined by FCIC upon which the guarantee is based for the insured crop, area, type, and practice and is the average for the area over the base period. It is contained in the actuarial table.

(c) *Area Coverage Plan* is the coverage and rate assigned by the FCIC Actuarial Division for an homogeneous group of areas and producers.

(d) *Average Yield* is the average of the recorded and/or indexed yields for the 10-year base period, dropping the highest and lowest yield in the 10-year period, including a combination of a minimum of the three most recent year's recorded yields.

(e) *Base Period* means the 10-year period immediately preceding the crop year for which the yield is to be established.

(f) *Established Farm Yield* is the yield as shown on the Official Farm Record card (ASCS-156) on file in the county ASCS office.

(g) *FCIC Adjusted Yield* is production information derived by the Statistical Reporting Service on a county, crop, and practice basis modified by FCIC for factors necessary to conform to sound actuarial practices.

(h) *Individual Yield Certification* is the appraised result of the examination of the insured's records of planted acreage and production certified by the county

Agricultural Stabilization and Conservation Service (ASCS) office.

(i) *Indexed Yield* means yield established for a year in which recorded (actual) yields are not available. It is determined by multiplying the FCIC adjusted yield, for each crop year (for which records of acreage and production are not available), by the producer's yield index.

(j) *IYCP* is the Individual Yield Coverage Plan.

(k) *ICYC* is the Individual Certified Yield Plan within IYCP. (7 CFR 400.20).

(l) *Recorded Yield* is the yield that is based on the producer's records of planted acreage and production certified by ASCS.

(m) *Yield Index* is the result obtained by dividing the total of the producer's recorded yields for the years FCIC adjusted yields are available by the total FCIC adjusted yields for those same years.

**§ 400.17 Yield certification and acceptability.**

The insured shall request Form FCIC 19A (APH) (Actual Production History) and shall provide records of acreage and production to ASCS county office. The request and records must be submitted at least 15 days prior to the acreage reporting date for the crop in the county. The ASCS county office will examine the insured's records and, if acceptable, record the actual yield obtained from the records, determine the relationship of such yields to the FCIC adjusted yield for the same years, and apply the yield index to the area average yield for those years for which the producer does not have acceptable records.

**§ 400.18 Responsibilities.**

(a) The insured is solely responsible for the timely submission of Form FCIC 19A (APH) to the service office after its completion by the ASCS office.

(b) The service office is responsible for the explanation of the Individual Yield Coverage Plan (IYCP) to the insured, and upon receipt of Form FCIC 19A (APH) is responsible for determining that the form is completed correctly.