

# USDA Adds Commodities Eligible for Coronavirus Food Assistance Program (CFAP)



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On July 9, 2020, U.S. Secretary of Agriculture Sonny Perdue announced an initial list of additional commodities that have been added to the Coronavirus Food Assistance Program (CFAP). Producers are now able to submit applications that include these commodities to USDA's Farm Service Agency (FSA), which will accept applications through August 28, 2020.

CFAP funds are intended to help offset price declines and additional marketing costs incurred by farmers because of the coronavirus pandemic. Specific changes to CFAP include:

- Adding the following commodities: alfalfa sprouts, anise, arugula, basil, bean sprouts, beets, blackberries, Brussels sprouts, celeriac (celery root), chives, cilantro, coconuts, collard greens, dandelion greens, guava, kale greens, lettuce – including Boston, green leaf, Lolla Rossa, oak leaf green, oak leaf red and red leaf – marjoram, mint, mustard, okra, oregano, parsnips, passion fruit, peas (green), pineapple, pistachios, radicchio, rosemary, sage, savory, sorrel, fresh sugarcane, Swiss chard, thyme and turnip top greens.

- Expanding for seven currently eligible commodities – apples, blueberries, garlic, potatoes, raspberries, tangerines and taro – CARES Act funding for sales losses because USDA found these commodities had a five percent (5%) or greater price decline between mid-January and mid-April of 2020, as a result of the COVID-19 pandemic. Originally, these commodities were only eligible for marketing adjustments.
- Determining that peaches and rhubarb no longer qualify for payment under the CARES Act sales loss category.
- Correcting payment rates for apples, artichokes, asparagus, blueberries, cantaloupes, cucumbers, garlic, kiwifruit, mushrooms, papaya, peaches, potatoes, raspberries, rhubarb, tangerines and taro.

Producers have several options for applying to the CFAP program:

1. *Using an online portal*, accessible at [farmers.gov/cfap](https://farmers.gov/cfap), allows producers with secure USDA login credentials—known as eAuthentication—to certify eligible commodities online, digitally sign applications and submit directly to the local USDA Service Center. New commodities are now available in the system.
2. *Completing the application form using the USDA’s CFAP Application Generator and Payment Calculator* found at [farmers.gov/cfap](https://farmers.gov/cfap). This Excel workbook allows customers to input information specific to their operation to determine estimated payments and populate the application form, which can be printed, then signed and submitted to their local USDA Service Center. An updated version with the new commodities also are now available on the USDA’s website.
3. *Downloading the AD-3114 application form* from [farmers.gov/cfap](https://farmers.gov/cfap) and manually completing the form to submit to the local USDA Service Center by mail, electronically or by hand delivery to an office drop box. In some limited cases, the office may be open for in-person business by appointment. Visit [farmers.gov/coronavirus/service-center-status](https://farmers.gov/coronavirus/service-center-status) to check the status of a particular USDA Service Center.

USDA Service Centers can also work with producers to complete and securely transmit digitally signed applications through two commercially available tools: Box and OneSpan.

New customers seeking one-on-one support with the CFAP application process can call 877-508-8364 to speak directly with a USDA employee ready to offer general assistance. This is a recommended first step before a producer engages the team at the FSA county office located in the local USDA Service Center. All other eligibility forms, such as those related to adjusted gross income and payment information, can be downloaded from [farmers.gov/cfap](https://farmers.gov/cfap).

Additional details can be found in the Federal Register in the [Notice of Funding Availability \(NOFA\)](#) and [Final Rule Correction](#) and at [www.farmers.gov/cfap](https://www.farmers.gov/cfap).

For more information regarding USDA's CFAP eligibility or Food Law generally, contact GrayRobinson's Food Law Group at (866) 382-5132 or [foodlaw@gray-robinson.com](mailto:foodlaw@gray-robinson.com)



Richard M. Blau leads GrayRobinson's *Nationwide Alcohol Beverage and Food Law Department*, focusing on the laws that govern the manufacture, importation, processing distribution, marketing, sale and consumption of foods and beverages. Richard devotes a substantial portion of his practice to trade regulation, brand development and protection, M & A compliance guidance, litigation and mediation involving the members of the alcohol industry.