

FAS-930 Instructions

Producers seeking Trade Adjustment Assistance (TAA) for Farmers (7 CFR 1580) must first submit a petition in writing to the Foreign Agricultural Service requesting certification of eligibility. Instructions for submitting a petition are found under 7 CFR 1580.201. For convenience, producers may use form FAS-930 to submit their petition.

To begin, producers should first carefully consider questions 1-3.

1. *Will the petition be filed by a group or by an association?*

Petitions may be submitted by a group of producers or their authorized representative. A group consists of three or more producers, who are not members of the same family. An authorized representative is an association of producers.

2. *Will the petition be filed on behalf of all producers of the commodity in the United States, or will it be filed on behalf of producers in a region of the United States, called an “impacted area?”*

An “impacted area” may consist of one or more States. If a group is filing solely on behalf of producers in an “impacted area,” at least one member of the group must reside in each state of the “impacted area.” If an association is filing solely on behalf of producers in an “impacted area,” it must have at least one member residing in each state of the “impacted area.”

If filing for producers in an “impacted area,” official USDA producer prices may not be available for that area. Producers may have to provide their own price data to support their petition. USDA may ask for documentation to confirm these prices.

3. *What is the most recent marketing year for which producer prices are available?*

TAA is available for the most recent marketing year for which prices were available on February 3, 2003. “Marketing year” means the marketing season or year as defined by the National Agriculture Statistic Service (NASS), or a specific period as proposed by the petitioners. The petition may propose a marketing year of less than 12 months. Only production marketed during this shorter period, however, may be credited toward an adjustment payment.

Please type or print all information except for signatures.

Form FAS-930

Box. 1: Name (last, first, m.i.). Provide name of association official or the primary contact person, if a group petition.

- Box 6: Use only for a group petition. Box 6 must contain the names and addresses of at least two producers not named in Box 1. If filing as an association, please enter under 6A, "See boxes 1 & 2.
- Box 7A: Only primary producers of commodities are eligible for TAA. The commodity described must be that which is produced and marketed by the petitioner(s).
- Box 7B: Identify the commodity in the Harmonized Tariff Schedule of the United States (HTS) at the appropriate level of specificity, which may be up to 10 digits. Care should be taken in selecting the proper number because it will be used in determining import competition. In cases where more than one number is appropriate, please explain in Box 9.
- Box 7C: All marketing periods begin on the first day of the month and end on the last day of the month, unless NASS has determined otherwise.
- Box 7D: A check in the box for a national program does not require production in all 50 States. Under a national petition, USDA will use national average prices compiled by NASS, whenever possible. If NASS has not compiled price data for the commodity, the petitioners shall provide the national average prices. In addition, if a national program is certified, the Extension Service will offer technical assistance to producers in every State, if necessary.
- Box 8B: Provide prices in U.S. dollars and cents per unit of measure most commonly used by producers when marketing the commodity. If no prices are available for all back years, please explain in Box 9.
- Box 9: Producers may be certified eligible for TAA if imports of articles like or directly competitive with the domestically produced commodity have contributed importantly to the decline in producer prices. "Articles like or directly competitive" generally means products falling under the same HTS number used to identify the commodity in Box 7B. If the imports are found under a different HTS number due to processing of the commodity, please explain and justify why these semi-processed or transformed articles should be considered "like or directly competitive." If they fall under a different chapter of the HTS, a substantial difference is presumed between the imported articles and the domestically produced commodity. If this is the case, petitioners should formerly request a hearing under 7 CFR 1580.202 in this box to make their case that the imported articles are "like or directly competitive" for purposes of TAA.
- Box 10A: The individual identified in Box 1 should sign here.
- Box 11A-C: Please leave blank.