



Farm Service Agency
U.S. DEPARTMENT OF AGRICULTURE



Emergency Relief Program (ERP 2022)

FARM PRODUCTION AND CONSERVATION
FSA | NRCS | RMA | Business Center

Overview

Emergency Relief Program (ERP) 2022 covers losses to eligible crops and trees due to qualifying natural disaster events experienced during calendar year 2022.

Tracks

ERP 2022 program benefits are delivered to eligible producers through a two-track process.

- Producers may be eligible for ERP 2022 assistance under one or both tracks.
- Sign-up for both tracks began October 31, 2023.



Track 1

- Track 1 uses existing federal crop insurance or Noninsured Crop Disaster Assistance Program (NAP) data as the basis for calculating payments for qualifying crop production and tree losses.
 - Pre-filled application forms (FSA-523) will be mailed to producers who received a NAP payment or crop insurance indemnity under certain crop insurance policies.
- * Receipt of an application is not confirmation of eligibility.



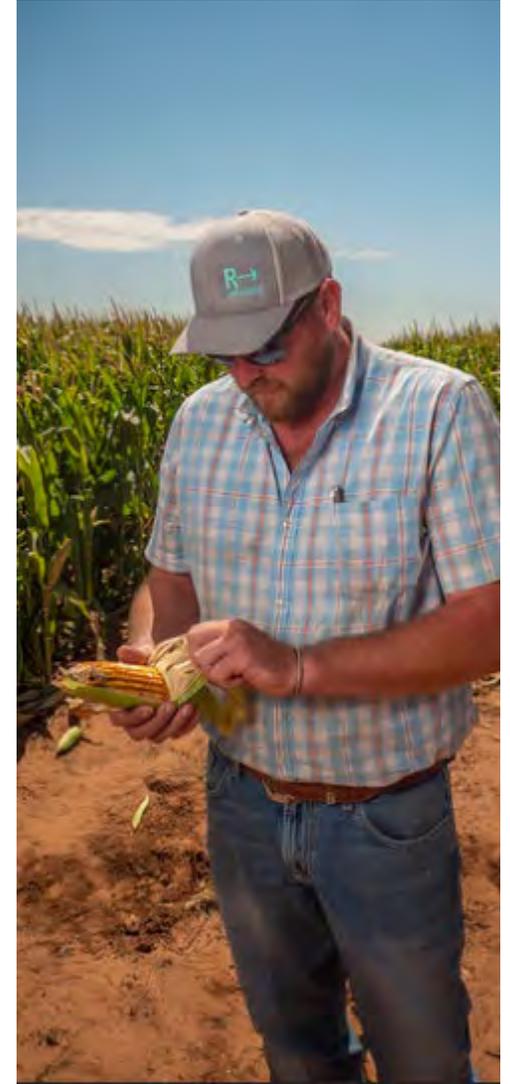
Track 2

- Track 2 uses a revenue-based approach to assist eligible producers who suffered a decrease in disaster year revenue as result of qualifying 2022 calendar year disaster events when compared with revenue in a benchmark year.
- Pre-filled applications will not be sent by mail. Producers will apply by completing application forms (FSA-524 and FSA-525) and returning to FSA.
- Grants producers the flexibility to use either a Tax Year Option or an Expected Revenue Option for determining revenue for the Benchmark and Disaster years,

Eligible Producers for ERP 2022

Eligible Producer is an individual or legal entity that is entitled to a share and is at risk in the eligible crop, or would have shared had the eligible crop been produced, and is any of the following:

- Citizen of the United States
- Resident alien, which for purposes of ERP 2022 means “lawful alien” as defined in 7 CFR part 1400
- Partnership organized under state law
- Corporation, limited liability company, or other organizational structure organized under state law
- Indian Tribe or Tribal organization, as defined in section 4(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304)
- Foreign person or foreign entity who meets all requirements as described in 7 CFR part 1400.



Qualifying Disaster Events

- Qualifying Drought
- Derecho
- Excessive Heat
- Excessive Moisture
- Flooding
- Freeze, including polar vortex
- Hurricanes
- Smoke exposure
- Tornado
- Wildfire
- Winter storm



Qualifying Drought

For “qualifying drought”, ERP 2022 assistance is available if any area within the county in which the loss occurred was rated by the U.S. Drought Monitor as having a drought intensity of:

- D2 (severe drought) for eight consecutive weeks; or
- D3 (extreme drought) or higher level of drought intensity.

A list of eligible counties is available on the Emergency Relief website: [2022 Drought Counties Eligible for ERP 2022](#)



Related Conditions

- Excessive wind that occurred as a direct result of a derecho
- Silt and debris that occurred as a direct result of flooding
- Excessive wind, storm surges, tropical storms, and tropical depressions that occurred as a direct result of a hurricane
- Excessive wind and blizzards that occurred as a direct result of a winter storm



Eligible Crops

- Eligible crops include crops that were produced or would have been produced if not for the qualifying disaster (i.e., crops prevented from planting) as part of farming operation.
- Track 1- Specialty and non-specialty crops
- Track 2 – Specialty, high value, other crops



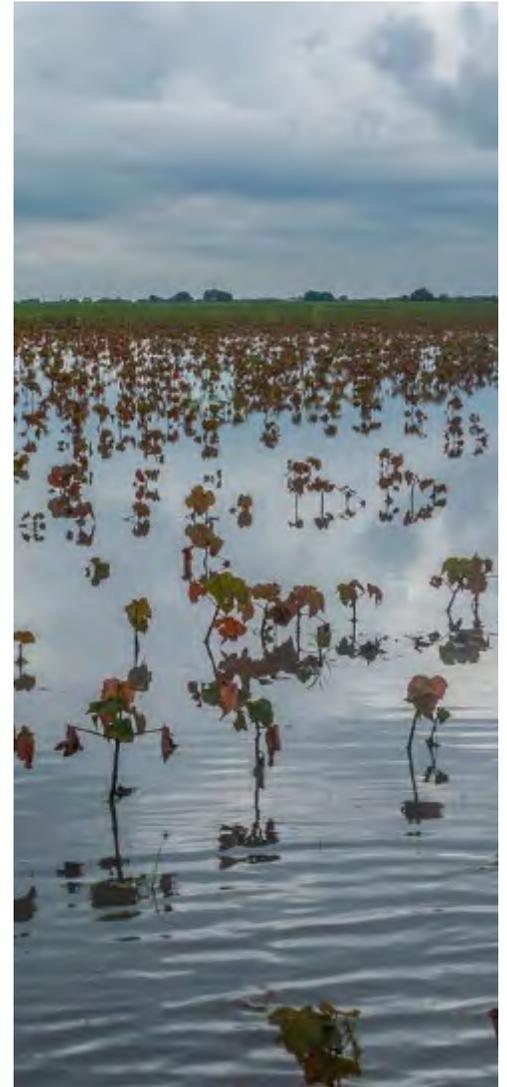
Ineligible Crops

- Ineligible Crops include aquatic species not considered Aquaculture, animals and by-products, crops intended for grazing, timber, *Cannabis sativa* L. and any part of the plant that does not meet the definition of hemp, and banana plants.



Payment Limitation

- \$125,000 for Specialty and High Value Crops
- \$125,000 for Non-Specialty and Other Crops
- Applies to Program Year 2022 For Tracks 1 and 2 Combined



Payment Limitation

Optional Increase in Payment Limitation:

- May apply if at least 75 Percent of a person's or legal entity's average AGI is derived from farming, ranching, and forestry operations.

Optional Payment Limitations:

- \$900,000 for Specialty and High Value Crops
- \$250,000 for Non-Specialty and Other Crops

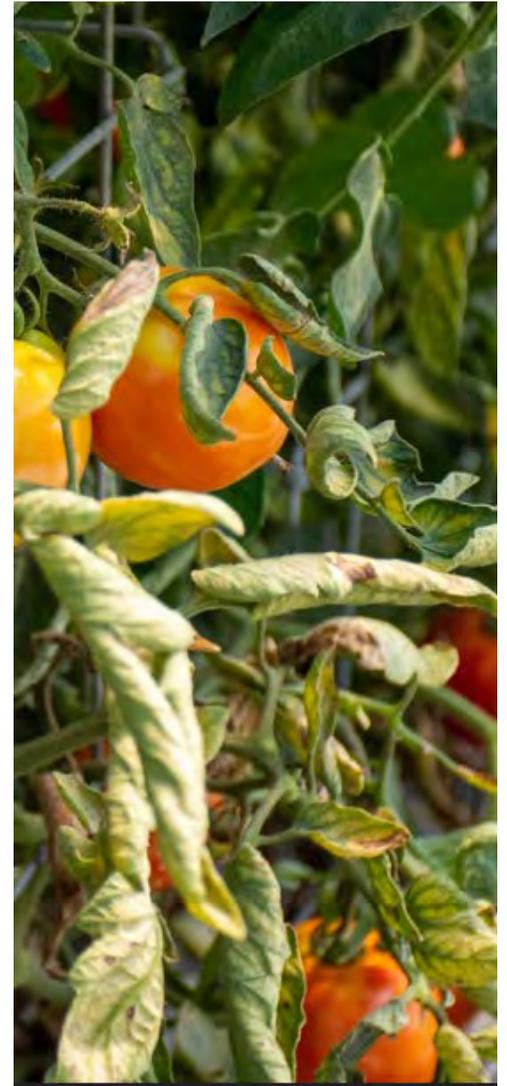
Applicants must complete an FSA-510 for Optional Payment Limitation.



Future Insurance Coverage Requirements

Participants must obtain crop insurance or NAP coverage where crop insurance is not available for the next two available crop years:

- At a coverage level equal to or greater than 60% for insurable crops; or
- At the catastrophic level or higher for NAP crops

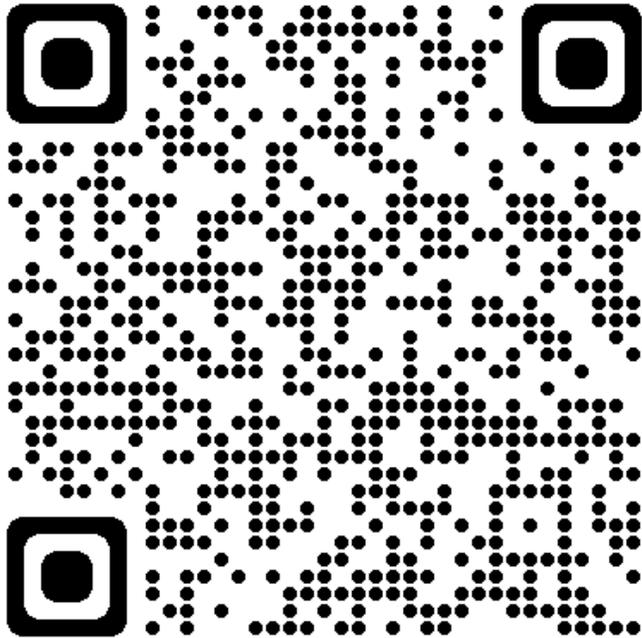


Track 2 Options

Option	Benchmark Year Revenue	Disaster Year Revenue
Tax Year	A producer's allowable gross revenue for the 2018 or 2019 tax year, as elected by the producer.	A producer's allowable gross revenue for the 2022 or 2023 tax year, as elected by the producer.
Expected Revenue	A producer's expected revenue from all eligible crops that could have been affected by a qualifying disaster event in calendar year 2022.	A producer's actual revenue from all eligible crops that were included in the producer's expected revenue.

Additional Resources

[Emergency Relief Program \(usda.gov\)](https://www.usda.gov)



<https://www.fsa.usda.gov/programs-and-services/emergency-relief/index>

