

MINUTES
OF THE
MEETING OF THE BOARD OF DIRECTORS
OF THE
FEDERAL CROP INSURANCE CORPORATION

A meeting of the Board of Directors (Board) of the Federal Crop Insurance Corporation (FCIC) was held May 19, 2022, via videoconference and phone. The public was invited to attend the open session portion of the meeting.

Meeting
May 19, 2022

The meeting was called to order at 11:15 am on May 18, 2022, and again at 9:30 am on May 19, 2022.

Call to Order
Open Session

The Board immediately went into executive session to discuss confidential matters with Risk Management Agency (RMA) staff and submitters of private products under section 508(h) of the Federal Crop Insurance Act (Act).

Executive Session

Open session of the Board reconvened on May 19, 2022, at 1:00 pm.

Reconvene Open
Session

Sam Pogue read the recitation to all members of the Board to advise the Board of its responsibilities in representing the interests of the FCIC and USDA and advised each member to act accordingly.

Recitation

The Chairman requested Board members to introduce themselves. Present were Seth Meyer, Chief Economist; Robert Bonnie, Under Secretary for Farm Production and Conservation; Nicole Berg, Ken Selzer, Scott Silveus, Pat Swanson and Marcia Bungler, Manager, FCIC, constituting a statutory quorum, and Robin Anderson, Secretary, FCIC.

Present

Also present by phone were Richard Flournoy, Keith Gray, Kim Jackson, Francie Tolle, David Zanoni, Shaun Collins, Chris Aulbur, Chandra Mason, RMA; Maureen James and Sam Pogue, Office of the General Counsel; Kim Arrigo, Arrigo Risk Consulting; Ron LeMay, Bob McClure, Koan Briggs, Kathy Walker, Main Street Data; Clif Parks and Kim Harris, AgriLogic; Marin Bozic, Bozic LLC; Barry Goodwin, Consultant; David Bickerstaff, Bickerstaff Actuarial Consultants LLC; Joe Bischoff and Maggie Earle, Cornerstone; Nick Rossi, National Sustainable Agriculture Coalition

Chairman Meyer asked Administrator Marcia Bunger for the Manager's Report. Mrs. Bunger stated that the [Manager's Report](#) is available on-line.

Manager's Report

Hearing no objection, Dr. Meyer agreed to dispense with a reading of the Manager's Report. (Exhibit 4642)

A motion was made and seconded to dispense with the reading of the February Minutes and to approve the Minutes (Exhibit 4643) of the meeting of the Board held on February 17, 2022. The motion carried. (Exhibit 4643)

Minutes

Chairman Meyer offered the following resolution for Docket No. CI-Section 508(h) Confidential Submission 0109 05-19-22 01, which was noted that a time delay was granted.

Confidential
Submission 0109
Time Delay

Chairman Meyer offered the following resolution for Docket No. CI-Section 508(h) Confidential Submission 0112 05-19-22 01, which was seconded.

Confidential
Submission 0112

WHEREAS, Section 505(e) of the Federal Crop Insurance Act (FCIA) requires the Board to enter into contracts with persons experienced as actuaries and in underwriting for reviews of any policy or plan of insurance, or any related material or modification of a policy or plan of insurance proposed to be offered under the FCIA;

NOW THEREFORE BE IT RESOLVED that pursuant to the information contained in Docket No. CI-Section 508(h) Confidential Submission 0112 05-19-22 01, Exhibit 4645, as well as other material submitted to the Board on this matter, the Board approves expert review for Confidential Submission 0112 as authorized under section 505(e) of the FCIA.

NOW THEREFORE BE IT FURTHER RESOLVED that the Board delegates to the Manager the authority to take such action as necessary to enter into and execute contracts with the Board approved persons or entities, or the alternates in case the proposed persons are not available.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4645)

Approved

The Chairman has no resolution at this time for Docket No. CI-Section 508(h) Confidential Submission 0107 05-19-23 01, Exhibit 4646.

Confidential
Submission 0107

The Chairman offered the following resolution for Docket No. CI-Section 508(h) Submission Livestock Gross Margin Modification 05-19-22 01, Exhibit 4647, which was seconded.

Livestock Gross
Margin
Modification

RESOLVED, that pursuant to the information contained in Docket No. CI-Section 508(h) Submission Livestock Gross Margin Modification 05-19-22 01, Exhibit 4647, as well as other material submitted to the Board on this matter, the Board hereby approves Livestock Gross Margin Modification, with revisions as discussed in Executive Session, beginning with the crop year the Manager determines is practicable with actuarially appropriate rates, reinsurance, and administrative and operating subsidy in amounts and under such terms and conditions as determined appropriate by the Manager as authorized under section 508(h) of the Federal Crop Insurance Act.

NOW THEREFORE BE IT FURTHER RESOLVED that the Board delegates to the Manager the authority to take the actions necessary to implement the product for the appropriate crop year. This delegation includes the authority to implement changes, including those discussed in executive session, and to make other revisions to conform the product to RMA standards, ensure compliance with the law, and other revisions to efficiently implement the product.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4647)

Approved

The Chairman offered the following resolution for Docket No. CI-Section 508(h) Submission Livestock Gross Margin User Fee Request 05-19-22 01, Exhibit 4648, which was seconded.

Livestock Gross
Margin User
Fee Request

RESOLVED, that pursuant to the information contained in Docket No. CI-Section 508(h) Submission Livestock Gross Margin User Fee Request 05-19-22 01, Exhibit 4648, as well as other material submitted to the Board on this matter, the Board hereby disapproves the user fee for Livestock Gross Margin, because the Board determined the fee was not reasonable in relation to the maintenance costs associated with the plan or would unnecessarily inhibit the use of the policy, as authorized under section 522(b) of the Federal Crop Insurance Act.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4648)

Approved

The Chairman offered the following resolution for Docket No. CI-Section 522(b) Concept Proposal 164 05-19-22 02 Exhibit 4649, which was seconded.

522(b) Concept Proposal 164

WHEREAS, Section 522(b) of the Federal Crop Insurance Act (FCIA) authorizes the Board to enter into contracts with persons with qualifications appropriate to review the type of concept proposal submitted for reviews of a concept proposal that meets the applicable requirements proposed to be developed under section 508(h) of the FCIA;

NOW THEREFORE BE IT RESOLVED that pursuant to the information contained in Docket No. CI-Section 522(b) Concept Proposal 164 05-19-22 02 Exhibit 4649, as well as other material submitted to the Board on this matter, the Board approves expert review of Concept Proposal 164 as authorized under section 522(b) of the FCIA.

NOW THEREFORE BE IT FURTHER RESOLVED that the Board delegates to the Manager the authority to take such action as necessary to enter into and execute contracts with the Board approved persons or entities, or the alternates in case the proposed persons are not available.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4649)

Approved

Chairman Meyer offered the following resolution for Docket No. CI-Section 508(h) Confidential Submission 0111 05-19-22 02, Exhibit 4650, which was seconded.

508(h) Confidential Submission 0111

RESOLVED, that pursuant to the information contained in Docket No. CI-Section 508(h) Confidential Submission 0111 05-19-22 02, Exhibit 4650, as well as other material submitted to the Board on this matter, the Board gives notice of intent to disapprove Confidential Submission 0 and will provide the applicant with an explanation of the reasons for its decision.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4650)

Approved
One Member voted to disapprove.

Chairman Meyer offered the following resolution for Docket No. CI-Submission High Risk – Alternative Coverage Endorsement 05-19-22 01, Exhibit 4651, which was seconded.

Alternative
Coverage
Endorsement

RESOLVED, that pursuant to the information contained in Docket No. CI-Submission High Risk – Alternative Coverage Endorsement 05-19-22 01, Exhibit 4651, as well as other material submitted to the Board on this matter, the Board hereby authorizes the conversion of the High Risk – Alternative Coverage Endorsement pilot program to a permanent program, with reinsurance, risk subsidy and administrative and operating subsidy in amounts and under such terms and conditions as determined appropriate by the Manager as authorized in section 522(c) and 523(a) of the Federal Crop Insurance Act.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4651)

Approved

Chairman Meyer offered the following resolution Docket No. CI-Submission Actual Revenue History Sweet & Tart Cherry Pilot Modification 05-19-22 01, Exhibit 4652, which was seconded.

Actual Revenue
History Sweet &
Tart Cherry Pilot
Modification

RESOLVED, that pursuant to the information contained in Docket No. CI-Submission Actual Revenue History Sweet & Tart Cherry Pilot Modification 05-19-22 01, Exhibit 4652, as well as other material submitted to the Board on this matter, the Board hereby approves the Actual Revenue History Sweet & Tart Cherry Pilot Modification, beginning with the crop year the Manager determines is practicable with reinsurance and administrative and operating subsidy in amounts and under such terms and conditions as determined appropriate by the Manager as authorized under section 522(c) and 523(a) of the Federal Crop Insurance Act.

NOW THEREFORE BE IT FURTHER RESOLVED that the Board delegates to the Manager the authority to take the actions necessary to implement the product for the appropriate crop year. This delegation includes the authority to implement changes, including those discussed in executive session, and to make other revisions to conform the product to RMA standards, ensure compliance with the law, and other revisions to efficiently implement the product.

There being no discussion, the Board voted to approve the resolution. (Exhibit 4652)

Approved

