

*****DRAFT - NOT FOR FILING*****

901:3-63-09 Loan transfer provisions.

- (A) Obligations on the guaranteed portions of loans made pursuant to the FFLP may not be transferred by applicant unless a proposed transferee qualifies for an FFLP loan as a new borrower under the terms and conditions set forth in rule 901:3-63-02 of the Administrative Code and the transfer is agreed to by the lending institution, the AFC, and the director.
- (B) Lending institutions which have granted the non-guaranteed portion of loans pursuant to the FFLP shall not transfer, discount, sell, or otherwise dispose of any contract of guarantee executed between the lending institution and the director and shall remain responsible for all obligations under such contracts of guarantee until completion of the full term of the guaranteed portion of any loan.

901:3-63-12 Reporting requirements and monitoring procedures.

- (A) By the last day of each month, the DOD shall issue a report on the number and status of all loans currently outstanding under the FFLP. Each report shall contain, at a minimum, the following information:
 - (1) The total number of all loans serviced to date for the FFLP;
 - (2) The total amount of all loans serviced to date for the FFLP;
 - (3) The total number and total amount of all loans serviced during the previous month for the FFLP;
 - (4) The total number of all FFLP loans for which payments have been current, and the ratio of this number to the total number of FFLP loans made under the program;
 - (5) The total number of FFLP loans for which payments have been late, and the ratio of this number to the total number of FFLP loans made under the program;
 - (6) The total number of FFLP loans which have defaulted, and the ratio of this number to the total number of FFLP loans made under the program;
 - (7) The name of each lending institution which has participated or is participating in the program, and the total amount of guaranteed loan funds received by each such institution;
 - (8) The total number of loan application packages sent to the ODA during the previous month; and
 - (9) Any other information deemed useful for monitoring the FFLP, or required by the AFC or the director.
- (B) Upon a request by the director, a representative of the ODA shall personally visit, observe, and evaluate farm operations managed by loan recipients participating in the FFLP. For each visit made, the representative shall prepare and present to the director a written report stating the date and time of the visit, the location of the farm business visited, the persons with whom the representative spoke during the visit, the purpose of the visit, the general condition of the farm business for which the FFLP loan was made, any progress being made by the loan recipient in developing and advancing the farm business for which the FFLP loan was made, any significant problems encountered with the farm business for which the FFLP loan was made, and a general summary of the manner in which the loan recipient is applying loan funds to, and managing, the farm business for which the FFLP loan was made. The representative's report shall be given to the director no later than fourteen days following completion of the representative's visit to an FFLP loan recipient's farm business, and a copy of the report shall be sent to the loan recipient.