

**ADDENDUM TO THE PROVIDER AGREEMENT
TO ELECTRONICALLY FILE AND MAINTAIN
WA-53s - APPLICATION FOR A LICENSE TO INSPECT,
CLASSIFY, SAMPLE, AND OR WEIGH AGRICULTURAL PRODUCTS
UNDER THE USWA and WA-97 - USWA SERVICE LICENSES**

This Addendum between (a) _____

(Provider) and the Farm Service Agency (FSA) authorizes the Provider to establish and maintain a database and system, referred to as a central filing system (CFS) for the purpose of electronically filing service licenses and WA-53 forms issued under the United States Warehouse Act (USWA). Such electronically filed warehouse WA-53s and service licenses are hereafter referred to as "Electronic Service Licenses (ESLs)." All provisions and terms of the "FSA Provider Agreement to Electronically File and Maintain Warehouse Receipts and United States Warehouse Act Documents"(WA-460) are incorporated except as modified or excluded herein.

A WA-97 is defined as a USWA service license that warrants a person to perform in a certain manner and sets forth specific responsibilities, rights, and privileges granted to the person under the USWA.

A WA-53 is defined as an application for a license to inspect, classify, sample, and/or weigh agricultural products under the USWA.

The Provider shall not warrant nor guarantee any part of the underlining transaction or activity that involves the use of the Provider's CFS to perfect or consummate such a transaction or activity. The underlining transaction or activity shall be administered and governed by the applicable Federal rule of law.

This Addendum sets forth the Provider's minimum requirements for operational management, ESL record formatting, reporting requirements and the protocols to be used in the transmission of such information.

I. Common Computing Environment and eAuthentication

The Provider will, at a minimum, make available a common computing environment to the users of their CFS that offers nondiscriminatory access and ability to logon remotely to the Provider's CFS through an eAuthentication method recognized by the Deputy Administrator for Commodity Operations (DACO). Before accepting an ESL into their CFS as issued, the Provider will, at a minimum, authenticate the warehouse operator's signer as the person authorized to certify that the applicant is acceptable to perform the services(s) for which applied for at the warehouse operated by the licensed warehouse operator specified on the form.

Provider agrees to, at a minimum, provide free online public access to view WA-97 electronic service licenses issued on the provider's system.

II. Transmission of Data

The Provider shall, at a minimum, make available free of charge to FSA an internet site and/or a computer utility program that will download warehouse examination data, as authorized by FSA, from the Provider's CFS.

III. Form WA-53 Requirements

FSA, in administration of the USWA, the regulations found at 7 CFR Part 735, the Provider Agreement to Electronically File and Maintain Warehouse Receipts and United States Warehouse Act Documents and this Addendum, may at any time require the Provider to furnish information beyond the minimum requirements shown in this Addendum.

The Provider shall, at a minimum, make available the current form WA-53 for online completion.

FSA maintains the exclusive rights for final approval and issuance of all ESLs issued on the Provider's system.

IV. ESL Information Field Requirements

The Provider shall, at a minimum, make available the following information fields on all ESLs that will be available to be completed by authorized USWA personnel and/or warehouse operators requesting ESLs in their CFS. The Provider shall advise warehouse operators that it is the warehouse operator's responsibility to supply the necessary data to complete each element, as applicable, when requesting an ESL. This Addendum does not restrict the number of additional fields that may be made available to the authorized users of the system.

A. Required Information Fields

- Master Code
- Legal Entity
- USWA license number
- Warehouse License Type
- Name of warehouse
- ESL status
- Issuance date
- Cancellation date
- Service License Number
- Licensee First Name
- Licensee Middle Name
- Licensee Last Name
- Licensed To Inspect
- Licensed To Weigh
- Licensed To Grade
- Licensed To Sample
- Licensed To Condition
- Location of warehouse (City)
- Location of warehouse (State)
- Warehouse Operator
- Name of FSA Signing Official
- Location Where Duties Are Performed

B. (Reserved)

C. Assignment of ESL Numbers

The Provider shall ensure that FSA can assign ESL numbers prior to the issuance of the license until such time that it is determined that the Provider’s system can assign ESLs numbers within a range(s) assigned by DACO. The Provider’s system shall ensure that ESL numbers are issued in sequential order and no duplicate ESL numbers are issued for same federal license type.

D. Trailer Files and Non-Required ESL Data or Information

The Provider shall make available to the users of their CFS, as an outside attachment to an ESL’s secured data files, a trailer file that may contain non-required ESL data or information for associated business processes.

VII. Contact

Chief, Licensing Branch
Warehouse Licensing and Examination Division
Kansas City Commodity Office
P. O. Box 419205 - Stop 9148
Kansas City, MO 64141-6205
Phone: 816-926-6474
Fax: 816-926-1774

(a) Name of Provider

(b) Signature of Provider

(c) Title of Provider

(d) Date

(e) Signature of Deputy Administrator for Commodity Operations

(f) Date

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 735, and the United States Warehouse Act (Pub. L. 106-472). The information will be used to establish and maintain a database and central filing system for electronic warehouse receipts and electronic documents issued under the authority of the United State Warehouse Act. The information collected on this form may be disclosed to other Federal, State, Local government agencies, Tribal agencies, and nongovernmental entities that have been authorized access to the information by statute or regulation and/or as described in applicable Routine Uses identified in the System of Records Notice for USDA/FSA-2, Farm Records File (Automated) and USDA/FSA-3, Consultants File. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to obtain new licensing or retain existing licensing under the United States Warehouse Act.

As specified in the Paperwork Reduction Act (5 CFR 1320.3 (c)(4), the information collection for the providers as required in United States Warehouse Act (USWA) does not require OMB approval because FSA estimates that fewer than 10 providers will be furnishing the services for WA-53 (application) and WA-97- Service Licenses to FSA.

The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. **RETURN THIS COMPLETED FORM TO THE KANSAS CITY COMMODITY OFFICE, WAREHOUSE LICENSE AND EXAMINATION DIVISION, STOP 9148, P.O. BOX 419205, KANSAS CITY, MO 64141-6205.**

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If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov. USDA is an equal opportunity provider and employer.