

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

**Agricultural Resource
Conservation Program
2-CRP (Revision 5)**

Amendment 19

Approved by: Deputy Administrator, Farm Programs



Amendment Transmittal

A Reasons for Amendment

Paragraph 691 has been amended to update the links to the U.S. Drought Monitor data tables.

Paragraphs 693 and 694 have been amended to remove the provisions for assessing a payment reduction for emergency haying and grazing.

Exhibit 47 has been amended to revise CRP-117 to update and clarify how CRP-117 is used.

Exhibit 49 has been amended to revise CRP-118 to update and clarify how CRP-118 is used.

Exhibit 52 has been amended to update the terms and conditions for emergency haying and grazing.

Page Control Chart		
TC	Text	Exhibit
	19-63 through 19-66	47, page 1
	19-69 through 19-100	49, page 1
		52, page 1

691 County Eligibility (Continued)**C Applying for National Authorization (Continued)**

COC shall ensure that an eligible livestock producer, to whom the acreage is rented or leased, is located in an approved county or part of a county, as applicable.

All requests and CEPD determinations, and STC determinations, as applicable, shall be recorded in the COC minutes.

COC shall clearly document in the COC minutes the following:

- justification for the request to release CRP for emergency haying or grazing
- monthly review of conditions in the county and the basis used to determine whether continued haying or grazing is warranted.

STC, or designee, shall thoroughly review COC requests for completeness and make a recommendation before submitting requests to CEPD. Failure to submit complete requests with STC, or designee, recommendation will delay the CEPD response.

After CEPD approves COC's request, COC shall notify all participants in the county or part of the county, as applicable, of the authorization to hay or graze CRP acreage by the fastest means possible.

Note: Unless otherwise indicated, all emergency haying authorizations shall end August 31, and all emergency grazing authorizations shall end September 30.

691 County Eligibility (Continued)

D STC Determinations

COC’s may request emergency haying or grazing for all or part of a county to STC using the U.S. Drought Monitor.

STC shall:

- make determinations on a county-by-county basis
- report approvals to CEPD by COB each day.

Note: STC approval notification shall be in the following format.

County Name	Date Grazing Approved	Date Haying Approved

STC shall **not** approve counties for emergency haying or grazing based on the U.S. Drought Monitor during the primary nesting and brood rearing season.

STC shall **not** take action to approve counties for emergency haying or grazing based on the U.S. Drought Monitor during the primary nesting and brood rearing season to be effective after the primary nesting season ends.

Exception: STC may take action during the last week of the primary nesting season using the most recent data available from the U.S. Drought Monitor.

STC approvals of emergency haying shall end no later than August 31, and approvals of emergency grazing shall end no later than September 30.

E County Eligibility Criteria for STC Determination

For emergency haying and grazing, county eligibility is based on COC submitting evidence that the county is designated as level “D2 Drought-Severe” according to the U.S. Drought Monitor.

The U.S. Drought Monitor is available on the internet at
 --<http://droughtmonitor.unl.edu>--

691 County Eligibility (Continued)

F Example of U.S. Drought Monitor

The following is an example of the U.S. Drought Monitor.

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United States Drought Monitor

Home Maps And Data Supplemental Info About USDM USDM News Update Bookmarks

Home

U.S. Drought Monitor

June 3, 2014
(Released Thursday, Jun. 5, 2014)
Valid 8 a.m. EDT

Author: Richard Tinker, CPC/NOAA/NWS/NCEP

Drought Impact Types
 ~ Delineates dominant impacts
 S = Short-Term, typically less than 6 months (e.g. agriculture, grasslands)
 L = Long-Term, typically greater than 6 months (e.g. hydrology, ecology)

Intensity
 D0 Abnormally Dry
 D1 Moderate Drought
 D2 Severe Drought
 D3 Extreme Drought
 D4 Exceptional Drought

The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. See accompanying text summary for forecast statements.

USDA, NOAA, NWS, NCEP, PCP logos and URL: <http://droughtmonitor.unl.edu/>

NOTE: To view regional drought conditions, click on map above. State maps can be accessed from regional maps

The data cutoff for Drought Monitor maps is Tuesday at 8 a.m. EDT. The maps, which are based on analysis of the data, are released each Thursday at 8:30 a.m. Eastern Time.

Download PDF View last week's map Statistics Comparison Statistics Table Change Maps

The U.S. Drought Monitor is produced in partnership between the National Drought Mitigation Center at the University of Nebraska-Lincoln, the United States Department of Agriculture, and the National Oceanic and Atmospheric Administration.

For local details and impacts, please contact your [State Climatologist](#) or [Regional Climate Center](#)

National Drought Summary for Jun 3, 2014

Alaska, Hawaii, and Puerto Rico

A large swath of Alaska, roughly the southeastern quarter and the Panhandle, has been affected by dryness the past four months, significant enough to introduce D0 across this large area. Streamflows, commercial fishing, and hydroelectric power generation are suffering in some areas. The lack of rain has meant a lack of lightning-induced wildfires across the state's interior, but conditions are favorable for fire development and quick expansion. One fire that did start, the Funny River fire on the Kenai Peninsula, has scorched almost 303 square miles and is the largest wildfire ever recorded on the Peninsula. Over

Central and south-central Plains

South Florida

Southern Virginia

Texas and adjacent southern Plains

The Midwest

The New Mexico Rockies, Intermountain West, and West Coast

The Tennessee Valley and southern Appalachians

Looking Ahead

Author(s): Richard Tinker, NOAA/NWS/NCEP/PCP
[View a printable narrative here.](#)

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691 County Eligibility (Continued)

G Submitting County Request

--COC's requesting emergency haying or grazing may access the Drought Monitor Data Downloads Screen by hovering over the "Maps and Data" table selecting "GIS Data" from the drop-down menu, or by typing <http://droughtmonitor.unl.edu/MapsAndData/GISData.aspx>. In the center of the-- screen is a data table. The following is an example of the data table. Each line of the table corresponds to the date of the weekly Drought Monitor Map.

Date	KMZ	Shapefiles	GML	WMS	Statistics		
2011-08-02	<u>KMZ</u>	<u>SHP</u> <u>Impacts</u>	<u>GML</u>	<u>WMS</u>	<u>U.S.</u>	State	<u>County</u>
2011-07-26	<u>KMZ</u>	<u>SHP</u> <u>Impacts</u>	<u>GML</u>	<u>WMS</u>	<u>U.S.</u>	<u>State</u>	<u>County</u>

For the applicable week, COC's shall CLICK "County" in the "Statistics" column on the table. A spreadsheet will be displayed that lists all States and counties in alphabetical order. The following is an example.

Week	FIPS	County	State	Nothing	D0	D1	D2	D3	D4	ValidStart	ValidEnd
20110802	1001	Autauga County	AL	0	100	100	61.82	0	0	2011-08-02	2011-08-08
20110802	1003	Baldwin County	AL	0	100	100	97.66	0	0	2011-08-02	2011-08-08
20110802	1005	Barbour County	AL	0	100	100	95.06	60.64	0	2011-08-02	2011-08-08
20110802	1007	Bibb County	AL	0	100	100	100	0	0	2011-08-02	2011-08-08
20110802	1009	Blount County	AL	100	0	0	0	0	0	2011-08-02	2011-08-08
20110802	1011	Bullock County	AL	0	100	100	100	0.07	0	2011-08-02	2011-08-08

Scroll down the table to the appropriate State and county. The data within each drought category column represent the percent of the county at each drought level.

Example: Barbour County, Alabama, has:

- 100 percent of the county > "D0" condition
- 100 percent of the county at "D1" or "D0" condition
- 95.06 percent of the county at "D2", "D1", or "D0" condition
- 60.64 percent of the county at "D3", "D2", "D1", or "D0" condition
- 0 percent of the county at "D4" condition.

If the county has a value in the "D2", "D3", or "D4" column, then the county is eligible for STC approval of emergency haying and grazing.

693 Emergency Haying and Grazing Provisions (Continued)**A General Provisions (Continued)**

- shall leave at least 50 percent of each field or contiguous CRP fields unhayed for wildlife
- shall not hay or graze the same acreage
- shall not sell the hay
- shall limit haying to 1 cutting
- shall not hay or graze during the primary nesting or brood rearing season

Notes: For States listed in the NWF Settlement Agreement, the haying and grazing dates in subparagraph 665 A apply.

STC shall establish only 1 primary nesting season for managed harvesting, emergency haying and grazing, and routine grazing.

- shall be assessed a payment reduction based on the number of acres actually hayed or ~~grazed~~ **before February 7, 2014**, times the CRP annual rental rate payment times 25 percent, as applicable according to paragraph 694
- shall **not** be assessed a payment reduction for haying or grazing conducted **after February 6, 2014**--*
- shall remove all hay or livestock from all CRP fields by a date determined by STC
- who do not own or lease livestock, may rent or lease the haying or grazing privilege to an eligible livestock producer.

CRP participants who rent or lease the haying or grazing privilege to an eligible livestock producer shall:

- identify the acreage to be hayed or grazed on an aerial photocopy.
- inform the County Office of the producer's name.

Eligible livestock producers who are renting or leasing eligible acreage from a CRP participant, before any haying or grazing occurs, shall:

- sign a statement that he or she will not sublease CRP acreage
- receive notification of approval, in writing, from COC or CED.

Note: A copy of the notification shall be given to the CRP participant.

Participants who hay or graze CRP acreage without approval, or fail to follow these provisions, will be subject to the noncompliance provisions according to paragraph 695.

693 Emergency Haying and Grazing Provisions (Continued)

B Participant Provisions

CRP participants shall:

- file a request to hay or graze CRP acreage before haying or grazing begins
- take the following actions.

Step	Action
1	Identify the acreage to be hayed or grazed on an aerial photocopy.
2	Obtain a modified conservation plan to include haying or grazing requirements, as determined by NRCS or TSP. The haying or grazing plan must be site specific and reflect the local wildlife needs and concerns.
3	Record intended use on CRP-117. See Exhibit 47.
4	Sign agreement in Exhibit 52. Note: All participants are required to sign the agreement before haying or grazing begins.
5	Leave at least 50 percent of each field or contiguous CRP fields unhayed for wildlife. Leave at least 25 percent of each field or contiguous fields ungrazed for wildlife, or graze no more than 75 percent of the stocking rate determined by NRCS or TSP.
6	Receive notification of approval in writing from COC or CED. Livestock producers who rent or lease acreage from the CRP participant shall: <ul style="list-style-type: none"> • sign a statement agreeing not to sublease the CRP acreage • receive notification of approval from COC or CED. Note: A copy of the notification must be given to the CRP participant.
7	Require CRP participants, who hayed or grazed CRP acres or rented or leased haying or grazing privileges, to report the number of acres actually hayed or grazed, and sign and date CRP-118. See Exhibit 49.
8	Re-establish the CRP cover, at their own expense, if the cover fails as a result of emergency haying or grazing.
***	***
9	Haying shall be limited to 1 cutting.
10	CRP participants must remove all hay from all fields by a date to be determined by STC.
11	Haying shall not be conducted after August 31. Grazing shall not be conducted after September 30.

694 Payment Reductions

A Reduction Rates

*--The Agricultural Act of 2014 was signed into law on February 7, 2014. Agricultural Act of 2014, Section 2004 provides that emergency haying and grazing may be conducted without any reduction in the annual rental payment.

No standard payment reduction for conducting emergency haying and grazing shall be assessed for producers who conduct emergency haying or grazing after February 6, 2014, for program year 2014 and later. Producers who conducted emergency haying or grazing before February 7, 2014, shall be assessed the 25 percent payment reduction.--*

For each applicable year the CRP participant hayed or grazed eligible CRP acreage, the CRP-1 annual rental payment shall be reduced by the number of acres actually hayed or grazed, times the CRP per acre annual rental payment, times 25 percent.

Notes: The required reduction may be prepaid by participants approved for haying or grazing and recorded according to 3-FI.

After the annual rental payment scheduled to be made after October 1 of the applicable year is made, producers **must** pay any required reduction according to 3-FI.

695 Compliance

A Required Spot Checks

To ensure that CRP cover is not damaged, wildlife and associated habitat is protected, and participants are complying with haying and grazing plans, COC's shall spot-check at least 10 percent of the contracts approved for emergency haying and grazing. Spot checks shall be completed within 10 calendar days of the ending date determined by STC.

B Maintenance Defaults

When unauthorized haying or grazing is discovered, follow paragraph 603, and use the provisions in the following.

IF the maintenance default is on...	THEN...
less than the reported acreage	compute emergency haying or grazing payment reduction on the determined acreage.
greater than the reported acreage and COC determines the participant made a good faith effort to comply	compute emergency haying and grazing payment reduction on the reported acreage and assess a payment reduction on the acreage in excess of the reported acreage according to paragraph 603.
greater than the reported acreage and COC determines the participant did not make a good faith effort to comply	terminate CRP-1 according to paragraph 571.

696 Reporting Requirements

A Producer Reports

Participants **must** report the number of acres hayed or grazed by a date determined by DAFP.

B County Office Report

County Offices shall report to the State Office by a date determined by STC, the number of CRP:

- contracts in the county
- contracts where haying or grazing under emergency authority actually occurred
- acres actually hayed or grazed under emergency authority.

C STC Report

STC's or designees shall report to CEPD by e-mail to **ra.dcwashing2.crpreports** by a date determined by DAFP, the number of:

- CRP-1's in the State
- CRP-1's hayed or grazed under emergency authority
- CRP acres hayed or grazed under emergency authority.

Note: Negative reports are required.

697-713 (Reserved)

Terms and Conditions for Emergency Haying and Grazing of CRP Acreage

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Conservation Reserve Program

Terms and Conditions for Emergency Haying and Grazing of CRP Acreage

I/We hereby request authority for emergency haying or grazing of approved cover on CRP acreage.

I/We agree to: (1) obtain a modified conservation plan to include haying, as determined by the Natural Resources Conservation Service (NRCS) or Technical Service Provider (TSP); (2) re-establishing, at my/our own expense, any cover destroyed or damaged as a result of participating under this authority, regardless of recommendations or determinations made the TSP; (3) remove all hay or livestock from CRP acreage before the earlier of October 1, or 10 calendar days from the date notified by Farm Service Agency (FSA) at the local county office that emergency haying or grazing authorization has ended; (4) limit haying of CRP acreage to one cutting; (5) **not** hay and graze the same acreage; (6) **not** sell the hay harvested according to this agreement.

For emergency haying and grazing conducted before February 7, 2014, check the payment reduction option applicable to this contract:

_____ The payment reduction has been paid in advance.

_____ The FY _____ annual rental payment, scheduled to be made after October 1, will be reduced by the number of acres actually hayed or grazed, times **25 percent** of the CRP annual per acre payment rate.

I/We agree to leave at least **50 percent** of each field or contiguous fields unhayed, or leave at least 25 percent of each field or contiguous fields ungrazed for wildlife, or graze all of the CRP acreage at no more than 75 percent of the stocking rate determined by the TSP. If acreage hayed or grazed is more or less than originally intended, I/We will notify FSA at the local county office so the CRP annual rental payment can be adjusted accordingly.

The CRP contract is subject to termination or other penalties as may be authorized by the CRP contract and regulations should there be any violation of this haying or grazing authority of CRP acreage.

If the payment reduction has not been paid in advance, all signatories on CRP-1 shall sign these conditions before haying or grazing begins.

CRP-1 Contract Number: _____

Farm Number: _____

Tract Number: _____

Field Number: _____

Acres Hayed/Grazed: _____

Participant's Signatures/Dates:

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