

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

Agricultural Resource Conservation Program 2-CRP (Revision 5)	Amendment 6
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Approved by: Acting Deputy Administrator, Farm Programs



Amendment Transmittal

A Reason for Amendment

Paragraph 637 has been amended to provide the following.

- When destroying the cover to prepare for fall-seeded crops, participants may mechanically remove cover from CRP acreage and make commercial use of the forage with a 25 percent payment reduction. Burning is **not** an authorized method of destruction of the cover.
- The revised CRP-1G Addendum.

Page Control Chart		
TC	Text	Exhibit
	18-17 through 18-22	

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)**C Early Land Preparation Early Land Preparation for Fall Seeded Crops - Arid Areas (Continued)**

- be assessed a payment reduction to exclude payment for the period indicated on CRP 1G Addendum, item 3.

Notes: Arid areas are defined as acreage located west of the 100th meridian that receives less than 25 inches of annual precipitation.

See subparagraph:

- D for acreage ineligible for early land preparation
- E for participants' responsibilities.

D Acreage Ineligible for Early Land Preparation

All CRP cover may be destroyed in the final year of CRP-1 for early land preparation, according to subparagraph A, B, or C, as applicable, except for acreage that is:

- devoted to the following practices:
 - CP5, CP5A, CP8, CP8A, CP9, CP13, CP13A, CP13B, CP13C, CP13D, CP14, CP16, CP21, CP22, CP23, CP27, CP28, CP29, and CP30
 - practices on which a useful life easement is filed
- located within an average width 120 feet of a stream or other permanent waterbody to ensure continued habitat for wildlife
- considered a wetland by NRCS
- required to serve as a wetland buffer according to the practice standard in FOTG to protect the functions and values of a wetland
- located within an EPA-designated wellhead protection area
- subject to frequent flooding, as determined by NRCS or TSP.

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)

E Participants' Responsibilities

Determine participants' responsibilities according to the following.

Note: Measurement service is available at the participant's expense for requests to prepare only a portion of the acres under contract.

WHEN participants, in the final year of CRP-1, intend to destroy CRP cover to...	THEN participants...
prepare for spring seeded crops	<ul style="list-style-type: none"> • shall submit requests on CRP-1G Addendum at any time during the final year of CRP-1 • are required to meet with NRCS or TSP to obtain an approved conservation plan for: <ul style="list-style-type: none"> • the chemical destruction of the CRP cover when the method of destruction could cause adverse environmental effects, as determined by NRCS or TSP • conservation compliance, if applicable • shall not prepare a seedbed for planting before CRP-1 expires • shall not hay, graze, or otherwise make commercial use of CRP acreage during the CRP-1 period. <p>*--Notes: Participants may mechanically remove cover from CRP acreage; however, no commercial use can be made of the forage. The participant must pay for a field visit by COC to verify destruction of the cover. Burning is not an authorized method of destruction of the cover.--*</p> <p>All signatories to CRP-1 shall be required to sign CRP 1G Addendum before COC approval.</p> <p>No payment reduction shall be assessed.</p> <p style="text-align: center;">* * *</p>

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)

E Participants' Responsibilities (Continued)

<p>WHEN participants, in the final year of CRP-1, intend to destroy CRP cover to...</p>	<p>THEN participants...</p>
<p>prepare a seedbed for fall-seeded crops from either of the following dates:</p> <ul style="list-style-type: none"> • May 1 through June 30 in arid areas only • July 1 through September 30 	<ul style="list-style-type: none"> • shall submit requests on CRP-1G Addendum at any time during the final year of CRP-1 • are required to meet with NRCS or TSP to obtain an approved conservation plan for: <ul style="list-style-type: none"> • the destruction of the CRP cover when the method of destruction could cause adverse environmental effects, as determined by TSP • conservation compliance, if applicable • may plant fall-seeded agricultural commodities in areas where planting these crops normally occurs before October 1, as determined by STC •*--may mechanically remove cover and make commercial use of CRP acreage during the CRP-1 period with a 25 percent reduction of the annual rental payment <p>Note: Participants may mechanically remove cover from CRP acreage without a reduction of the annual rental payment if no commercial use is made of the forage. The participant must pay for a field visit by COC to verify destruction of the cover. Burning is not an authorized method of destruction of the cover.</p> <ul style="list-style-type: none"> • shall receive a reduced annual rental payment for the*--* period indicated on CRP-1G Addendum, item 3 <p>Note: See subparagraph F.</p> <ul style="list-style-type: none"> • shall be in violation of CRP-1 if the participants fail to plant a fall seeded crop in a normal manner. <p>Notes: All signatories to CRP-1 shall be required to sign CRP 1G Addendum before COC approval.</p> <p>CRP participants requesting to destroy CRP cover to prepare land for planting fall-seeded crops shall be informed that failure to plant a fall-seeded crop in a normal manner is a violation of CRP-1 and may result in a refund of all CRP annual rental payments, plus interest, and liquidated damages.</p> <p style="text-align: center;">* * *</p>

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)

F Processing Participants' Requests

County Offices shall process participants' requests for early land preparation according to the following.

Step	Action
1	Accept requests on CRP-1G Addendum. See subparagraph G. Ensure that all required signatures are obtained.
2	<p>Ensure that participants meet with NRCS or TSP to develop a conservation plan for:</p> <ul style="list-style-type: none"> • the destruction of the CRP cover when the method of destruction could cause adverse environmental effects, as determined by NRCS or TSP <p>*--Note: Burning is not an authorized method of destruction.--*</p> <ul style="list-style-type: none"> • conservation compliance, if applicable.
3	<p>Remind participants that approval is for land preparation activities only. However, planting fall-seeded agricultural commodities is permitted when fall planting of these crops normally occurs before October 1, as determined by STC.</p> <p>Note: Unauthorized haying and grazing during the contract period are violations of CRP-1.</p>
4	<p>Ensure that participants are aware that no annual rental payment shall be earned for *--the period indicated on CRP-1G Addendum, item 3. Nonpayment period shall begin on the day land preparation commences, but not:--*</p> <ul style="list-style-type: none"> • * * * earlier than May 1 • end * * * June 30. <p>Enter "N/A" on CRP-1G Addendum, item 3 for requests that do not require a payment reduction.</p> <p>Note: The nonpayment period may be for a portion of a month. The payment reduction shall be based on the number of nonpayment days entered on CRP-1G Addendum, item 3.</p>

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)

F Processing Participants' Requests (Continued)

Step	Action
5	Ensure that participants are aware that failure to plant a fall-seeded crop after acreage has been destroyed for such use: <ul style="list-style-type: none"> • is a violation of CRP-1 • may result in a refund of all CRP annual rental payments, plus interest, and liquidated damages.
6	Attach a copy of an aerial photograph to CRP-1G Addendum. Highlight the acreage on which the cover will be destroyed.
7	Provide each participant and NRCS or TSP with a: <ul style="list-style-type: none"> • copy of approved CRP-1G Addendum • a photocopy highlighting the acreage on which the cover will be destroyed.
8	File CRP-1G Addendum and attached photocopy in the CRP-1 folder.
9	Immediately approve requests received on eligible acreage.
10	During the normal payment cycle, after October 1, prorate the final payment to exclude payment for the nonpayment period identified on CRP-1G Addendum, item 3.

Note: Participants who want to apply chemicals to prepare eligible CRP acreage for spring seeded crops or destroy eligible CRP cover for planting fall-seeded crops after June 30 will not be assessed a payment reduction.

637 Destroying CRP Cover Before CRP-1 Expiration (Continued)

G Example of CRP-1G Addendum

The following is an example of CRP-1G Addendum.

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This form is available electronically.

CRP-1G Addendum (08-05-11)	U.S. DEPARTMENT OF AGRICULTURE Farm Service Agency	1. ST. & CO. Code 46-029	2. Contract No. 28
		3. Period of Nonpayment 05-15-2011 to 06-30-2011	4. Acres 40.0
		5. Farm No. 860	

CRP-1 MODIFICATION TO ALLOW EARLY LAND PREPARATION

6. TERMS TO ALLOW EARLY LAND PREPARATION

This contract modification is entered into by the Commodity Credit Corporation (CCC) and the undersigned participant(s) on the Conservation Reserve Contract number in Item 2 above. By signing this contract modification, the CCC agrees to allow the participants identified below to (check one):

A. Prepare CRP acreage for planting fall seeded crops.

B. Apply chemicals to prepare CRP acreage for spring seeded crops.

The participant(s), in return, agrees:

- To meet with Natural Resource Conservation Service (NRCS) or Technical Service provider (TSP) to develop a conservation plan for land preparation when the method of destruction could cause adverse environmental effect.

For spring-seeded crops:

- To not hay, graze, or otherwise make commercial use of CRP acreage during the CRP-1 period.

For fall-seeded crops:

- To accept a 25-percent reduction in the annual rental rate if the cover is mechanically removed from CRP acreage during CRP-1 period and not destroyed.
- To no reduction in the annual rental payment if cover is mechanically removed from CRP acreage during CRP-1 period and no commercial use is made of the forage. The participant must pay for field visit by COC to verify destruction of the hay. Burning is not an authorized method of destruction of the hay.
- To accept a reduced annual rental payment, if applicable, in the final year of the contract.
- To refund all CRP payments plus interest and liquidated damages if a fall seeded crop, if applicable, is not planted in a normal manner on the acreage identified on the attached aerial photograph.

7A. Participant's Signature (BY) /s/ John Producer	7B. Title/Relationship (Individual Signing in a representative capacity)	7C. Date (MM-DD-YYYY)
7A. Participant's Signature (BY)	7B. Title/Relationship (Individual Signing in a representative capacity)	7C. Date (MM-DD-YYYY)
7A. Participant's Signature (BY)	7B. Title/Relationship (Individual Signing in a representative capacity)	7C. Date (MM-DD-YYYY)

8A. Signature of CCC Representative	8B. Date (MM-DD-YYYY)	9. County FSA Office Name and Address (Including Zip Code)
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10. Telephone Number (Including Area Code): (123) 456-7890	11. Fax Number (Including Area Code): (123) 987-6543
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NOTE: *The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a - as amended). The authority for requesting the information identified on this form is 7 CFR Part 1410, the Commodity Credit Corporation Charter Act (15 U.S.C. 114 et seq.), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used to modify the CRP-1 contract by allowing early land preparation. 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). Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to modify the CRP-1 contract to allow early land preparation. The authority for collecting the following information is Pub. L. 107-171.*

This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 5 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

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To file a complaint of discrimination, write to USDA, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, S.W., Stop 9410, Washington, DC 20250-9410, or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay). USDA is an equal opportunity provider and employer.

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