

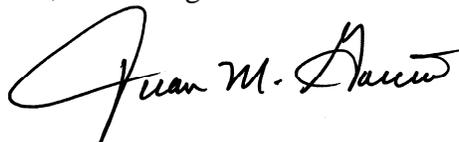
UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

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

Amendment 8

Approved by: Deputy Administrator, Farm Programs



Amendment Transmittal

A Reasons for Amendment

This handbook has been amended to update responsibilities to include that COC's and CED's may:

- approve CRP-1's
- make certain determinations
- approve AD-245's
- determine eligible cropland and MPL acres
- perform all other responsibilities according to paragraphs 34, 35, 38, and 40.

Paragraph 66 has been amended to:

- update the practices available for signup 43
- clarify that CP39 and CP40 are eligible for 20 percent rental rate incentive.

Subparagraph 101 B has been amended to provide that SRR's are maintained by State Offices using the CRP Soils Database Management System.

Paragraph 102 has been amended to provide that for extensive additions or changes to SRR's and/or soil map unit symbols, contact Jean Agapoff by e-mail at jean.agapoff@ca.usda.gov.

Subparagraphs 181 F and 213 C have been amended to clarify that cropland and MPL that is currently under CRP contract may be re-offered for CRP no earlier than 6 months before CRP-1 is scheduled to expire.

Paragraph 212 has been amended to update the instructions for completing CRP-2C to allow offers containing both cropland and MPL with the same lifespan to be completed using one CRP-2C and CRP-1.

Amendment Transmittal (Continued)

A Reasons for Amendment (Continued)

Paragraph 339 has been amended to update that omitted offers for signup 43 must be:

- successfully loaded and/or submitted by the end of signup, COB April 6, 2012, or COB April 13, 2012, where County Offices used a register
- processed by COB September 7, 2012, with the exception of offers determined eligible through the appeals process.

Subparagraph 546 J has been amended to update that CRP-1 Appendix dated May 1, 2003, is applicable to continuous signup 42 and general signup 43.

Subparagraph 571 B has been amended to provide that:

- a paid-for measurement service must be completed to determine the acreage terminated
- the producer must refund annual rental payments, plus interest and liquidated damages for the acreage terminated
- any cover destroyed on the acreage not terminated must be re-established at the producer's expense
- SRR's for the acreage remaining under CRP-1 must **not** be recalculated.

Subparagraph 691 G has been amended to update the U.S. Drought Monitor information.

Paragraph 772 has been amended to:

- clarify submissions of CREP project area shapefiles
- require that statements from local groups must also include opposing views
- clarify submitting State amendments to 2-CRP for CREP.

Part 21 has been amended to provide policy clarifications about TIP.

Exhibit 5 has been amended to provide that producers have 30 days to notify whether or not they want to participate in CRP.

Exhibit 11 has been amended to provide new technical practice codes 314, 315, 356, and 512 for certain practices.

Exhibit 20 has been amended to provide the dates and program years for continuous signup 42 and general signup 43.

Exhibit 26 has been amended to update tables to include signup 43.

Exhibit 35 has been amended to update the paragraph references on CCC-770's.

Exhibit 48 has been amended to update the Terms and Conditions for Haying (Including for Biomass) and Routine Grazing of CRP Acreage.

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B COC Responsibilities (Continued)

- ensure that producers receive complete, accurate, and timely program information about CRP by providing information through:
 - program leaflets, newsletters, and print media
 - meetings
 - radio, television, and video
- document actions taken in COC minutes and include the following:
 - all factors considered
 - justification of all determinations
 - reference to applicable handbook procedures.

Note: See paragraph 603 for noncompliance.

35 CED Responsibilities for CRP

A CED Responsibilities

CED's shall:

- approve AD-245 for the following:
 - conservation practices
 - changes in extent and C/S, including increases if supported by NRCS or TSP
- extend the time to complete practice or report performance
- determine the following:
 - sufficiency of signatures
 - authority of persons signing in a representative capacity
 - contributions of individual or individuals sharing in establishing the practice
 - estimate for report of accomplishment
 - eligible cropland acres
 - *--eligible marginal pastureland acres
 - reviewing and verifying documentation submitted to determine cropping history--*
- approve conservation plans

35 CED Responsibilities for CRP (Continued)**A CED Responsibilities (Continued)**

- approve CRP-1 and CRP-1R, except for CRP-1's involving lands owned by STC, COC, CED, or other County Office employees
- approve CRP-1G Addendum
- ensure that County Offices follow provisions issued by COC, DD, State Offices, and this handbook
- ensure that all automated processes are completed in a timely manner
- report incorrect software calculations, discrepancies, and problems to SED, through DD
- report to SED and the State Office Program Specialist, through DD, incomplete or incorrect procedures in this handbook
- ensure that all pertinent information and program deadlines are publicized
- ensure that signature deadlines are carefully monitored for reconstituted farms, designating payment shares, and necessary supporting documentation, such as AD-1026, *--CCC-502, CCC-526, CCC-901, CCC-926 as applicable, and CCC-931.--*

36 PT Responsibilities for CRP**A PT Responsibilities**

PT's shall:

- follow the provisions in this handbook
- report the following to CED:
 - incorrect software calculations and discrepancies
 - incomplete or incorrect procedures in this handbook.

66 National Practices (Continued)

***--B CRP Practices for Signup 43**

The following provides eligible practices and CRP-1 length for signup 43.--*

Practice	CRP-1 Length
CP1	10
CP2	10
CP3	10
CP3A	10 to 15 <u>1/</u>
CP4B	10 to 15 <u>1/</u>
CP4D	10
CP12 <u>2/</u>	10 to 15
CP25	10 to 15 <u>1/</u>
CP42	10

1/ Producer shall elect a contract period between 10 and 15 years.

2/ CP12 is only available in conjunction with certain other practices. The length of CRP-1 is determined by the practice used in conjunction with CP12. See Exhibit 11.

66 National Practices (Continued)

C CRP Practices for Continuous Signup

The following provides eligible practices and CRP-1 length for the continuous signup.

Practice	CRP-1 Length
CP1 <u>2/</u>	10
CP2 <u>2/</u>	10
CP3 <u>2/</u>	10
CP3A <u>2/</u>	10 to 15 <u>1/</u>
CP4B <u>2/</u>	10 to 15 <u>1/</u>
CP4D <u>2/</u>	10
CP5A	10 to 15 <u>1/</u>
CP8A	10
CP9	10
--CP10 <u>4/</u> --	10
CP15A	10
CP15B	10
CP16A	10 to 15 <u>1/</u>
CP17A	10 to 15 <u>1/</u>
CP18B	10
CP18C	10
CP21	10 to 15 <u>1/</u>
CP22	10 to 15 <u>1/</u>
CP23	10 to 15 <u>1/</u>
CP23A	10 to 15 <u>1/</u>
CP24	10
CP27	10 to 15 <u>1/</u>
CP28	10 to 15 <u>1/</u>
CP29	10 to 15 <u>1/</u>
CP30	10 to 15 <u>1/</u>
CP31	10 to 15 <u>1/</u>
CP33	10
CP35A-I	10 <u>3/</u>
CP36	10 to 15 <u>1/</u>
CP37	10 to 15 <u>1/</u>
CP38	Determined based on agreement.
CP 39	10 to 15 <u>1/</u>
CP 40	10 to 15 <u>1/</u>
CP 41	10 to 15 <u>1/</u>

1/ Producer shall elect a contract period between 10 and 15 years.

2/ Practices eligible within approved wellhead protection areas only. See paragraph 181.

3/ Practices eligible only in States and counties authorized for EFCRP.

--4/ Practice eligible within approved wellhead protection areas only and only eligible for enrollment before March 14, 2011.--

66 National Practices (Continued)

D CRP Practices, Signup Types, Contract Lengths, and Incentives (Continued)

Practice Number And Name	Continuous	General	Contract Length	SIP	PIP	Rental Rate Incentive	Maximum Maintenance Incentive Rate
CP33, Habitat Buffers for Upland Birds	X		10	Y	Y	N	
CP35A, Emergency Forestry - Longleaf Pine- New	X		10	N	N	N	
CP35B, Emergency Forestry - Longleaf Pine- Existing	X		10	N	N	N	
CP35C, Emergency Forestry - Bottomland Hardwood - New	X		10	N	N	N	
CP35D, Emergency Forestry - Bottomland Hardwood - Existing	X		10	N	N	N	
CP35E, Emergency Forestry - Softwood - New	X		10	N	N	N	
CP35F, Emergency Forestry - Softwood - Existing	X		10	N	N	N	
35G, Emergency Forestry - Upland Hardwood - New	X		10	N	N	N	
35H, Emergency Forestry - Upland Hardwood - Existing	X		10	N	N	N	

66 National Practices (Continued)

D CRP Practices, Signup Types, Contract Lengths, and Incentives (Continued)

Practice Number And Name	Continuous	General	Contract Length	SIP	PIP	Rental Rate Incentive	Maximum Maintenance Incentive Rate
35I, Emergency Forestry - Mixed Trees - Existing	X		10	N	N	N	
CP36, Longleaf Pine - Establishment	X		10-15	Y	Y	N	
CP37, ^{2/} Duck Nesting Habitat	X		10-15	Y	Y	Y (20 percent)	
CP38A, SAFE - Buffers	X		10-15	Y	Y	N	
CP38B, SAFE - Wetlands	X		10-15	Y	Y	N	
CP38C, SAFE - Trees	X		10-15	Y	Y	N	
CP38D, SAFE - Longleaf Pine	X		10-15	Y	Y	N	
CP38E, SAFE - Grass	X		10-15	Y	Y	N	
CP39, FWP Constructed Wetland	X		10-15	Y	Y	Y *--(20 percent)	
CP40, FWP Aquaculture Wetland Restoration	X		10-15	Y	Y	Y (20 percent)--*	
CP41, FWP Flooded Prairie Wetlands	X		10-15	Y	Y	Y	
CP42, Pollinator Habitat		X	10	N	N	N	

^{2/} Incentives apply for contracts approved after November 3, 2008.

67-80 (Reserved)

Part 4 Total County Cropland**81 Cropland Limitation****A All CRP/WRP and CRP General Signup**

The Food Security Act of 1985, as amended, requires that USDA not enroll more than 25 percent of the total cropland in a county in CRP, including Continuous, CREP, FWP, and WRP.

The following are 2 types of waivers to this limit.

- The Secretary may authorize a waiver to increase the limit above 25 percent if the Secretary determines **both** of the following:
 - the action would not adversely affect the local economy of the county
 - producers in the county are having difficulties complying with conservation plans.

Note: Counties with no or minimal cropland with an EI of 15 or greater are **not** eligible for a this type of waiver.

- The Secretary may authorize a waiver to exclude acres enrolled under continuous CRP from total CRP enrollment if local county government concurs with the request to exclude the acres. See subparagraphs K and L

B Total Cropland

A county's total cropland acreage is based on the cropland **physically** located within the county boundaries. See 3-CM, paragraph 24 for determining the physical location of a tract and its associated cropland, as well as for assigning a physical location county for tracts that cross county boundaries.

Total cropland is maintained in the web-based Farm Records Database.

For counties that are divided into 2 or more subcounty areas, the physical location of cropland is based on the subcounty acres. The physical location of CRP acres will continue to be based on the subcounty area.

81 Cropland Limitation (Continued)

C Acreage Subject to All CRP/WRP Limit

The 25 percent cropland limit is applied to the **physical** location of CRP/WRP acres. For CRP-2 forms completed in the automated COLS, the physical location of CRP acreage is determined by COLS. For CRP-2C, the physical location of the CRP acres is determined *--according to subparagraph 212 B, item 5B.--*

Acreage subject to the applicable cropland limits, and included in cropland limit reports, includes the following:

- CRP active cropland acreage on contracts projected to be active October 1 of the current year and all later years, according to the System 36 and web-based contract management applications, such as SAFE
- CRP useful easement acreage under active easement periods but under expired CRP-1 contracts
- WRP cropland acreage as reported by NRCS and recorded by County Office staff.

D Acreage Not Subject to the Applicable Cropland Limits

Acreage **not subject** to the applicable cropland limits and excluded from cropland limit reports includes the following:

- any land enrolled in EWRP administered by NRCS
- pastureland or other noncropland enrolled in WRP administered by NRCS
- CRP marginal pasture land
- CRP land enrolled in field wind breaks (CP5) and shelterbelts (CP16)
- CRP cropland acreage on active contracts scheduled to expire September 30 of the current year.

Part 5 SRR's and Maximum Payment Rates**101 Maximum Payment Rates****A About Maximum Payment Rates**

Before the producer submits an offer on CRP-1, the County Office shall calculate and inform the producer of the maximum payment rate for the eligible acreage being offered. The maximum payment rate is the maximum per acre rental rate that CCC is willing to pay for the eligible acreage offered. Offers submitted in excess of the calculated maximum payment rate shall be automatically rejected.

A separate maximum payment rate will be calculated for each offer based on:

- posted SRR tables
- soils MUSYM and acreage data collected and recorded on CRP-2
- incentive amounts, when applicable for continuous CREP and FWP offers
- maintenance rates, as applicable.

There is no limitation for the calculated maximum payment rate for general or continuous signup offers, including CREP and FWP.

B SRR Tables

The SRR tables will show the individual maximum SRR for groups of soils by using the NRCS soil map unit symbols based upon the soil survey ID. These groupings rates are established based on similar productivity levels. Therefore, one SRR may be used for more than 1 soil. However, each soil grouping will have only one SRR.

SRR's are:

- based on the relative productivity of the soil type and the pre-established dryland cash rental rate estimate for the county
- *--maintained by State Offices using the CRP Soils Database Management System.--*

102 Reviewing and Adjusting Soil Map Unit Symbols and SRR's**A Symbol and SRR Adjustments**

FSA posts SRR's for cropland based on soil map units using unique soil map unit symbols. To facilitate using standardized soils data within USDA, the soil map unit symbols used for SRR posting need to be reviewed periodically to ensure that they match symbols patterns currently published in the soils legends of NRCS' FOTG.

Additionally, some new SRR's and soil map unit symbols may need to be approved for CRP use to reflect recent soil survey changes by NRCS.

*--All SRR and soil map unit symbol maintenance will be completed by State Offices.

For questions or concerns on changing SRR's and/or soil map unit symbols, contact Jean Agapoff by e-mail at jean.agapoff@ca.usda.gov.

County Offices that require the addition of a soil map unit symbol and SRR must submit a request to the State Office.--*

B Soil Map Unit Symbol Update Responsibilities

The National Office, in conjunction with NRCS, shall ensure that rental rates are established for all cropped soils in each county using NRCS's most current soil survey legend from FOTG, including proper uppercase and lowercase patterns for those symbols using alphabetic letters.

--For those new soil map units with new symbols, State Offices and NRCS are authorized to update symbols, CRP soil attributes, and SRR's immediately in the FSA Intranet Soils-- Data Management System at <https://indianocean.sc.egov.usda.gov/soilDbMgmt/SoilWelcome.do>.

129 Right of Redemption After Foreclosure Provision**A Policy**

Producers who, before submitting a CRP offer, exercised their right of redemption under State law and redeemed land from a mortgage holder after foreclosure or after voluntarily conveying the acreage to the lending institution instead of foreclosure are eligible to participate if all of the following are met:

- the length of original land ownership, foreclosure, redemption, and resulting ownership is at least 12 months
- the producer agrees in writing that CRP-1 shall not be assumed by a successor-in-interest
- ***--Note:** COC or CED shall approve CRP-1 only after agreement is received.--*
- the acreage is otherwise eligible according to Section 2.

B Notifying the Producer

County Offices shall:

- use CRP-25 to notify producers who had a brief loss of ownership, because of foreclosure or the threat of foreclosure, that they may participate when all other eligibility requirements are met

Note: See Exhibit 5 for an example of CRP-25.

- modify CRP-25 to fit the specific case
- reproduce CRP-25 locally

Note: Include the form number and date on the reproduction.

- prepare CRP-25 in duplicate
- mail original CRP-25 to the producer
- file a copy of CRP-25 with the producer's offer.

130 CRP Landlord and Tenant Provisions**A Landlord and Tenant Provisions**

Landlords shall:

- when the acreage offered is not enrolled in CRP at the time of signup:
 - provide tenants, who have an interest in the acreage being offered at the time of signup, an opportunity to participate in CRP
 - not reduce the number of tenants on the farm as a result of or in anticipation of enrollment in CRP
- when the acreage offered is enrolled in CRP at the time of signup, provide tenants, with an interest in the CRP-1 acreage, an opportunity to participate in CRP if either of the following apply:
 - the tenant is otherwise involved in farming other cropland acreage on the farm at the time of signup
 - the tenant has an interest in the acreage being offered on the effective date of the new CRP-1.

Note: Interest in CRP-1 is not considered farming.

COC shall inform all producers that landlords who violate these provisions shall be ineligible to earn CRP payments, including annual rental payments, incentive payments, and C/S payments, until COC determines that the landlord is no longer in violation. See subparagraph B.

B Before Approving CRP-1

COC shall determine whether landlord tenant provisions have been violated before approving CRP-1.

When there is a dispute between a landlord and tenant, and COC determines there is insufficient evidence to make a determination, COC shall refuse to approve CRP-1 until the landlord and tenant resolve the dispute.

If the landlord and tenant provisions have been violated, COC shall **not** approve CRP-1.

131 AGI Provisions**A Policy for CRP-1's Approved May 13, 2002, Through September 30, 2008**

Beginning May 13, 2002, an average AGI limitation became effective for certain programs, including CRP.

This provision is effective beginning with the 2003 crop year. The average AGI limitation provides that an individual or entity shall not be eligible to receive certain benefits, during a crop year, if the average AGI of the individual or entity exceeds \$2.5 million, and less than 75 percent of the average AGI of the individual or entity is derived from farming, ranching, or forestry operations. See 1-PL.

Note: If a succession occurs to CRP-1 approved May 13, 2002, through September 30, 2008, the successor must meet the AGI provisions in 1-PL.

B Policy for CRP-1's Approved Beginning October 1, 2008

The average AGI limitation provides that a person or legal entity shall be ineligible to receive certain benefits, during a crop year if the average adjusted gross nonfarm income of the person or legal entity exceeds \$1 million, unless at least 66.66 percent of the average AGI of the person or legal entity is average adjusted gross farm income. See 4-PL.

Note: If a succession occurs to CRP-1 approved beginning October 1, 2008, the successor must meet the AGI provisions in 4-PL.

C AGI Certification

All producers **must** provide a certification of average AGI according to 1-PL or 4-PL, as applicable. For CRP, certifications of average AGI are binding for the life of CRP-1.

--CCC-526, CCC-926, or CCC-931 as applicable, must be filed before CRP-1 is approved.--
AGI determinations for CRP are for the contract period.

D Exception for Lands of Special Significance

The Administrator may allow a waiver to the \$1 million AGI limitation on a case-by-case basis for land that is determined to be environmentally sensitive land of special significance.

Waivers must be submitted to DAFP according to Exhibit 16.

132 Federal Crop Insurance Requirements for CRP Participants

A Federal Crop Insurance Requirements

CRP participants on:

- acreage that was enrolled on or after October 13, 1994, **must** be in compliance with the Federal Crop Insurance Reform Act to remain eligible for participation
- land enrolled on or after October 13, 1994, **must** do either of the following:
 - obtain at least the catastrophic level of insurance for each crop of economic significance grown on each farm in the county in which the producer has an interest, if insurance is available in the county for the crop
 - provide a written FSA-570 to the Secretary that waives any eligibility for emergency crop loss assistance in connection with the crop.

133-150 (Reserved)

Part 7 Continuous CRP Signup**171 Overview****A General Information**

Persons determined eligible for CRP according to Part 6 may request to enroll certain acreage in the program at any time within the total county cropland limit requirements according to Part 4. This provision provides producers and landowners with management flexibility when planning conservation enhancements to their farming operations. The practices available during continuous signup generally provide high environmental benefits to large areas when compared to the acreage on which the practice is implemented.

Unlike a standard CRP signup where producers submit offers indicating the amount they are willing to accept to enroll acreage in the program, the continuous signup process does not have a competitive evaluation process.

The National Office shall provide State and County Offices:

- program information sheets for producers
- program provisions and procedures
- other information as requested.

The purpose of continuous signup is to enroll:

- small, environmentally sensitive acreages
- target acreage.

171 Overview (Continued)

B Signup Numbers and Program Year

Signup numbers change at the beginning of each FY under the continuous signup provisions. See Exhibit 20.

The program year is FY in which the first payment is earned.

***--Example:** Producer submits an offer for CP21 on July 1, 2010. COC or CED approves--* CRP-1 on September 22, 2010. CRP-1 is effective October 1, 2010. The program year on CRP-1 is 2011.

C CRP Continuous Signup Activities

The following provides an overview of certain activities and paragraph references to assist County Offices with continuous signup offers.

Continuous Signup Activity	Reference
Producer initiates CRP-2C, indicates acreage and practice(s) offered, and identifies acreage on aerial photocopy.	Paragraph 211
<p>*--COC or CED determines whether all of the following are met:--*</p> <ul style="list-style-type: none"> • producer eligibility requirements • basic land and practice eligibility criteria • program policy and practice requirements provided in Exhibit 11. <p>*--COC determines county cropland limit eligibility according to--* Part 4.</p> <p>If basic eligibility criteria are met, County Office provides CRP-2C and photocopy of acreage offered to NRCS or TSP.</p>	Paragraphs 171 and 211 and Exhibit 11
<p>NRCS or TSP, based on a site visit, determines:</p> <ul style="list-style-type: none"> • suitability of practice for acreage offered • need and feasibility of practice to solve resource concern and reports determination to COC. <p>NRCS or TSP returns CRP-2C to FSA with all applicable items completed.</p>	Paragraphs 171, 211, and 212

171 Overview (Continued)

C CRP Continuous Signup Activities (Continued)

Continuous Signup Activity	Reference
County Office determines 3 predominant soil types for eligible acreage offered, including acreage enrolled under infeasible-to-farm criteria using TERRA.	TERRA User Guide
County Office calculates maximum payment rate on CRP-2C.	Paragraphs 171, 196, and 212
County Office completes paid-for measurement service, if applicable, for the acreage offered.	Paragraph 401
County Office completes CRP-1 and notifies producer of acceptability or rejection of offer.	Paragraphs 214, 215, and Exhibit 21
Conservation plan developed by NRCS or TSP.	Paragraph 366
Conservation plan approved by the conservation district, if applicable.	Paragraph 366
*--Final approval of conservation plan by COC or CED.	Paragraph 366
CRP-1 is approved by COC or CED and producer is notified of approval.	Paragraphs 214 and 401
For CREP and FWP, County Office records data from CRP-2C and--* CRP-1 in System 36 using only the CRP contract software.	1-CRP

172-180 (Reserved)

Section 1 Continuous Signup Basic Eligibility Criteria

181 Eligibility Requirements

A Eligibility Requirements for Cropland

All of the following **must** be met before **cropland** acreage may be determined acceptable for enrollment under continuous signup.

•*--COC or CED determines that the:--*

- producer eligibility requirements in Part 6, Section 1, are met
- acreage offered is cropland

Important: See 3-CM for the definition of cropland.

- acreage offered meets eligibility criteria in subparagraph 151 A
- practice offered is an eligible practice for continuous signup

Note: See subparagraph 66 C for a list of eligible practices.

- practice and acreage offered meet the program policy and size requirements for the practice provided in Exhibit 11

*--**Note:** COC determines county cropland limit eligibility criteria in Part 4 is met.--*

181 Eligibility Requirements (Continued)

C Eligibility Requirements for Marginal Pastureland

The following is **not** eligible to be enrolled in CRP as marginal pastureland:

- cropland
- forestland
- woodland.

Under no circumstances can land be considered both cropland and marginal pastureland. See 3-CM, paragraph 26, for provisions for removing land from cropland status to be enrolled in CRP under marginal pastureland criteria to be devoted to CP22, CP29, and CP30.

All of the following **must** be met before **marginal pastureland**, including grazing land that may not have been previously seeded, may be determined acceptable for enrollment under continuous signup:

- the marginal pastureland offered **must** be both of the following:
 - immediately adjacent and parallel to 1 of the following:
 - perennial stream
 - seasonal stream
 - permanent water body, such as a lake or pond, that provides at least a seasonal flow of surface water from the water body off the farm

Exception: A pond that is less than 5.0 acres and does **not** provide at least a seasonal flow of surface water from the water body off the farm is **not** eligible to be enrolled in CP22.

Notes: Water bodies that do not provide a permanent water cover throughout the year in all years are not eligible.

See subparagraph E and Exhibit 2 for definitions of perennial and seasonal streams.

- devoted to a riparian buffer (planted or natural regeneration), wildlife habitat buffer, or wetland buffer

Important: Trees **must** be immediately adjacent and parallel to the eligible perennial or seasonal stream or other eligible **permanent** water body. See subparagraph D and Exhibit 11.

181 Eligibility Requirements (Continued)

C Eligibility Requirements for Marginal Pastureland (Continued)

•*--COC or CED determines all of the following:--*

- producer eligibility requirements in Part 6, Section 1, are met
- land offered is marginal pastureland

Important: Land that meets the definition of cropland shall not be enrolled in CRP as marginal pastureland. See 3-CM for the definition of cropland.

- program policy and size requirements of the riparian buffer practice provided in Exhibit 11 are met
- NRCS or TSP determines all of the following:
 - land is suitable to be devoted to a riparian buffer (planted or natural regeneration) to trees, wildlife habitat buffer, or wetland buffer
 - riparian buffer, wildlife habitat buffer, or wetland buffer is needed and feasible to solve the resource concern
 - purpose of the practice according to Exhibit 11 is met
 - existing trees on the offered land, if applicable, are not functioning as a riparian buffer

Important: See subparagraph D for eligibility criteria for marginal pastureland with existing trees.

- producer offers a per acre rental rate that is less than or equal to the calculated maximum payment rate using the applicable marginal pastureland rental rate for the county. Offers in excess of the maximum payment rate shall be rejected.

Note: See paragraphs 196 and 212 for calculating maximum payment rate for marginal pastureland.

181 Eligibility Requirements (Continued)

F Expiring Continuous Signup Land Eligibility

Cropland and marginal pastureland that is currently under CRP contract may be re-offered *--for CRP no earlier than 6 months before CRP-1 is scheduled to expire. In addition to--* meeting the eligibility requirements of paragraph 151 and subparagraph 181 A, cropland must meet the current practice standards for the practice according to Exhibit 11.

Cropland that was previously enrolled in CRP but has expired or was terminated is eligible to be enrolled under continuous signup contracts if it meets all other eligibility requirements, including needed and feasible criteria.

Note: Land that is currently under contract or has expired and the cover has been maintained is **not** eligible for SIP.

The following are eligible land examples for expiring CRP when the offer is submitted before expiration.

Example 1: CP21 is expiring and is re-offered. The average width of the practice is 80 feet. The technical agency or TSP recommends the practice should be an average width of 100 feet to meet current practice standards. The participant may re-enroll the practice provided the average width enrolled is 100 feet according to an approved conservation plan. C/S and PIP may be authorized for the additional average width required to meet the current practice standard.

Note: If the technical recommendation was for a width less than enrolled, **only** the lesser width would be eligible.

Example 2: Expiring general signup CRP-1 includes a tree practice such as CP3, CP3A, or CP11. The participant re-offers part or all of the applicable acreage as a continuous signup practice such as CP22 or CP31. CRP-1 is in compliance and NRCS or TSP determines the practice meets the current standards for the *--practice. COC or CED may approve CRP-1. SIP and PIP are **not--*** authorized.

181 Eligibility Requirements (Continued)

F Expiring Continuous Signup Land Eligibility (Continued)

Example 3: Expiring general signup CRP-1 with 1 or more practices such as CP1, CP2, CP4D, CP10, or CP11 that includes wetland restoration as part of CRP-1. The participant re-offers the restored wetland as an applicable continuous practice such as CP23, CP23A, CP27, CP28, CP31, or CP37 according to procedure. CRP-1 is determined in compliance and NRCS or TSP determines the practice meets practice standards. COC or CED may approve CRP-1 and approve a conservation plan. SIP and PIP are **not** authorized.

Example 4: Producer offers an expiring CP21 as practice CP21 that is an average of 80 feet in width. The producer also requests to enroll land adding an average width of 40 feet to reach the maximum average width allowed according to current FOTG standards (up to an average width of 120 feet). NRCS or TSP recommends that the practice meets the practice standards at the 80-foot average width. COC or CED may accept an offer and approve CRP-1 and approve practice at the 80 foot average width. An offer of additional land to an existing buffer practice is **not** authorized because the current width is addressing the conservation issue. SIP and PIP are **not** authorized.

G Lands Ineligible for Re-Enrollment Under Continuous CRP

Lands ineligible for re-enrollment are:

- land not currently enrolled and not necessary to meet current practice standards for the existing practice according to Exhibit 11
- expiring acreage that is currently under an easement according to subparagraph 151 D, that requires a resource-conserving cover be maintained throughout the proposed contract period

198 First Year Prorated Annual Rental Payment for Continuous Signup**A Prorated Annual Rental Payment**

All CRP annual rental payments are made after October 1 of each year of the contract period. All CRP-1's **must** be for a minimum duration of 10 years and shall not exceed 15 years. See paragraph 213.

Because CRP-1's for certain land enrolled through continuous signup may have an effective date other than October 1, the first year's annual rental payment may be for less than a 12-month period.

B Example of Prorated Annual Rental Payment

Producer offers land not currently enrolled in CRP for enrollment through continuous signup. *--The 10-year CRP-1 was approved by COC or CED on February 22, 2010, with an--* effective date of March 1, 2010. Because the CRP-1 effective date is March 1, 2010, the producer would receive CRP payments for 10 years and 7 months if all eligibility requirements were met.

The producer would receive a total of 11 annual payments. The first annual rental payment would be made after October 1, 2010, for the 7 months (March 1, 2010, through September 30, 2010) CRP-1 was effective in FY 2010. The prorated annual rental payment **must** be made through special processing. The remaining 10 annual rental payments would be made after October 1 of each applicable year through the normal payment process.

Important: All CRP annual rental payments, including first year prorated annual rental payments, shall be made after October 1 of the applicable year. See paragraph 462.

199-210 (Reserved)

Section 3 Processing Continuous Signup Offers

211 Continuous Signup Process Information

A Receiving Continuous Signup Offers

Producers may submit offers of acreage for CRP at any time by submitting an offer on CRP-1 and CRP-2C. There is no deadline to submit an offer under continuous signup.

Note: A new signup number shall be used for each FY. See paragraph 171.

Offers **must** be submitted by tract. See 2-CM for a definition of a tract.

Producers shall:

- indicate the acreage and practice to be enroll in CRP
- identify the acreage offered on an aerial photograph
- indicate the per acre rental rate offered.

B Separate Offers

Separate CRP-1's **must** be completed for:

- each CRP-2C completed
- practices with different lifespans.

Example: Producer offers 5 acres to be devoted to a filter strip with a 10-year lifespan and 3 acres to be devoted to a riparian buffer with a 13-year lifespan on the same tract. Only one CRP-2C is completed for the offer. However, separate CRP-1's **must** be completed for each practice.

211 Continuous Signup Process Information (Continued)**C Informing Producers**

County Offices shall inform producers:

- CRP-1 (Exhibit 21) is a binding contract
- changes are not allowed on the preprinted portion of CRP-2C, CRP-1, or CRP-1 Appendix
- any changes to the data entered on CRP-2C, CRP-1, CRP-1 Continuation, or other CRP form **must** be initialed and dated by both the employee making the change and the producer
- ***--CRP-1 must be signed and dated by all required signatories before COC or CED may--*** approve CRP-1

Note: See paragraph 335 for signature requirements.

- the total enrollment of cropland in CRP and DCP cannot exceed the total cropland on the farm

***--Note:** See subparagraph 401 B.--*

- of provisions regarding CRP-1 effective date.

Note: See paragraph 213 for applicable CRP-1 effective dates for continuous signup.

211 Continuous Signup Process Information (Continued)**D Withdrawing Offers and Acreage Modifications**

--For continuous signups, before CRP-1 is approved by COC or CED, producers may-- modify the offer in any way except changes to the following:

- practice offered to another practice that is not eligible for continuous signup
- rental rate per acre offered to exceed the calculated maximum payment rate.

Note: See paragraphs 171 and 181.

Producers who withdraw or modify acreage offered under continuous signup **before** CRP-1 is approved shall not be assessed liquidated damages.

Important: Liquidated damages are applicable after CRP-1 is approved.

If the producer modifies acreage offered after NRCS or TSP has completed CRP-2C, TSP shall review the changes and make adjustments where necessary.

A paid-for measurement service, if applicable, shall be completed for all acreage determined acceptable **before** CRP-1 is approved. See paragraph 401.

Exception: Any acreage currently enrolled that is being reoffered if the acreage was previously measured and official fields.

211 Continuous Signup Process Information (Continued)

*--E COC or CED Responsibilities

Before submitting CRP-2C to NRCS or TSP, COC or CED shall determine whether all eligibility requirements in paragraph 181 are met.

Exceptions: COC or CED shall not make a determination about:--*

- suitability of the acreage for the practice offered
- need and feasibility of the practice offered to solve the resource concern
- the eligibility of the per acre rental rate offered amount until maximum payment rate amount is calculated
- county cropland limit eligibility according to Part 4.

*--If all applicable eligibility requirements in paragraph 181 are **not** met, COC or CED shall:--*

- **not** submit CRP-2C to TSP
- use CRP-26 to inform producer the offer was not acceptable.

F TSP Responsibilities

NRCS or TSP shall, for every continuous signup CRP-2C received:

- complete a site visit to determine whether the:
 - land offered is suitable for the practice offered
 - practice offered is needed and feasible to solve the resource concern
 - existing cover is functioning as the practice offered (paragraph 181)

•*--return completed CRP-2C's to COC or CED to calculate maximum payment rate.--*

212 Completing CRP-2C for Continuous Signup**A Overview**

CRP-2C shall be completed for all acreage on which producers want to submit a request for enrollment. The document is used by FSA and NRCS or TSP to:

- make eligibility determinations
- calculate maximum payment rates
- obtain data and statistics on acreage offered for the program.

Notes: See paragraph 333 for completing CRP-2 for general CRP signups.

--Offers containing both MPL and cropland with the same practice lifespans may be completed using one CRP-2C and CRP-1.--

* * *

To be eligible to be enrolled in CRP, MPL **must** be devoted to a riparian buffer devoted (planted or natural regeneration) to trees, wildlife habitat buffer, or wetland buffer. See paragraph 181.

Important: Land that meets the definition of cropland shall **not** be enrolled in CRP as MPL. See 3-CM for the definition of cropland.

212 **Completing CRP-2C for Continuous Signup (Continued)**

B Completing CRP-2C

Complete CRP-2C for continuous signup according to the following table.

All item numbers, except item numbers 2, 3B, and 6, **must** be completed before producer signs CRP-2C. If an item number is not applicable to the offer, enter “N/A”. NRCS or TSP shall return all incomplete CRP-2C’s to FSA for completion.

Note: Before completing CRP-2C, the County Office shall ensure that the base limitation is ***--not exceeded. See subparagraph 401 B and 1-DCP, paragraph 64.--***

All changes to data entered on CRP-2C, including completion of item numbers 2 and 3B after producer signs CRP-2C, must be initialed and dated by both the employee making the change and the producer.

* * *

Item	Instructions
1	Enter tract number.
2	Enter the program year after the producer elects an effective date. See subparagraph 171 B for program year and paragraph 213 for effective dates.
3A	Enter the signup number.
3B	Enter the date CRP-1 will be effective if the acreage offered is accepted. See paragraph 213.
4A through 4E	Enter the: <ul style="list-style-type: none"> • farm number • producer’s name, address, and telephone number • County Office address and telephone number.

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
5A	Enter the State and county code where the acreage being offered is administratively located.
5B	<p>If all of the acreage being offered is:</p> <ul style="list-style-type: none"> • physically located in the State and county where the acreage being offered is administratively located, enter the same State and county code entered in item 5A • not physically located in the State and county where the acreage being offered is administratively located, enter the State and county code where at least 51 percent of the acreage being offered * * * is physically located. <p>Important: Do not leave this entry blank.</p>
6	Enter the CRP-1 number after approval by a CCC representative. Number CRP-1's in the sequence in which approved. Use only 1 series (1, 2, 3, etc. up to 8999) regardless of FY in which CRP-1 is approved.
7	Enter the number of acres to be offered for enrollment in CRP. Round to the nearest tenth of an acre.

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
8	<p>Check the applicable box. Check only 1 box.</p> <p>If the applicant requests C/S assistance for any practice listed in item 11, check the “YES” box.</p> <p>If the applicant declines C/S assistance for all practices listed in item 11, check the “NO” box.</p> <p>Important: If the “NO” box is checked, the producer will be ineligible for C/S assistance if the offer is accepted.</p>
9	<p>To be completed by the producer after the maximum payment rate is calculated.</p> <p>Important: For FWP and CREP offers, the producer must complete this item. County Office shall not complete this item.</p>
10	<p>Check the applicable signup type. Check only 1 box.</p>
11A through 11D	<p>Enter the:</p> <ul style="list-style-type: none"> • practices the producer wants to install • applicable acreage amount • total estimated C/S per practice • practice length. <p>Enter the estimated total C/S amount for each applicable practice, in whole dollars, needed for the acres offered.</p> <p>When computing the estimated total C/S amount, use flat C/S rates for components that accurately reflect the average costs of installing the practice. Do not use “not to exceed” rates for this item.</p> <p>Note: This policy does not apply when calculating actual C/S for practice approvals and payment calculations on AD-245. The amount of C/S paid is not limited to the amount on CRP-2C.</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
12	Enter the hydrologic unit code number. Enter the 8-, 10-, 11-, 12-, or 14-digit number.
13	<p>Enter the total number of eligible acres offered in the applicable continuous signup categories. Depending on the acreage and practices offered, acres may be *--entered in 1 or all of the continuous signup categories for cropland and/or MPL acres.--*</p> <p>Important: Do not enter data in any category except the applicable continuous signup categories.</p> <p>*--See paragraph 211 for completing CRP-1's for offers with practices with different lifespans.--*</p> <p>Examples: If the producer offers 3 acres within an approved public wellhead protection area to be devoted to CP1, ENTER "3" in the block titled "Wellhead Protection Acres".</p> <p>If the producer offers 3 acres within an approved public wellhead protection area to be devoted to CP5A, ENTER "3" in the block titled "Wellhead Protection Acres" and also ENTER "3" in the block titled "Other Cropland".</p> <p>If a producer offers 5 acres within an approved public wellhead protection area to be devoted to CP1 and 2 acres of marginal *--pastureland to be devoted to CP22, the County Office shall process the offer on the same CRP-2C provided the practice lifespans are the same.--*</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
14A	Enter the physical location.
14B	<p>*--For offers than contain cropland only, enter the soil survey area ID number--* associated with the primary, secondary, and tertiary soil map unit symbols for the eligible acreage offered.</p> <p>Example: A producer offers 20 acres for enrollment in CRP continuous signup. Five acres are determined ineligible for enrollment. Enter the soil survey ID number associated with the primary, secondary, and tertiary soil map unit symbols for the 15 eligible acres only.</p> <p>*--For offers that contain MPL only, enter the soil survey area ID number for--* the soil survey applicable for the eligible MPL offered.</p> <p>Note: MPL rental rates are not based on the soil survey.</p> <p>*--For offers with both cropland and MPL, at least 1 of the 3 soil survey ID number entries must include the applicable MPL soil survey area ID number.</p> <p>Primary, secondary, and tertiary soils, including MPL soil, must be based on the number of acres of each soil.</p> <p>Example: The offer is for 20.0 acres with 15.0 acres of MPL soils and 5.0 acres of cropland soils. The primary soil would be 15.0 acres of MPL, and secondary soil is 5.0 acres of cropland soils.</p> <p>Note: For offers with more than 3 predominant soils and MPL, exclude the tertiary soil and use the MPL rate in place of the tertiary soil.</p>
14C	<p>For offers that are cropland only, enter the primary, secondary, and tertiary soil map unit symbols for the entire eligible acreage offered.</p> <p>For offers that are MPL only, if the county has:--*</p> <ul style="list-style-type: none"> • one MPL rental rate, enter “MPLALL” • two MPL rental rates, enter: <ul style="list-style-type: none"> • “MPLSEA” if the eligible land offered is adjacent to a seasonal stream • “MPLPER” if the eligible land offered is adjacent to a perennial stream or other permanent water body. <p>Important: See subparagraph 171 C * * *.</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
14C (Cntd)	<p>*--For offers with both cropland and MPL, at least 1 of the 3 predominant soils must include the MPL rental rate.</p> <p>For MPL, if the county has:</p> <ul style="list-style-type: none"> • one MPL rental rate, enter “MPLALL” • two MPL rental rates, enter the MPL rate for the MPL type that is 51 percent or greater of the total MPL acres.
14D	<p>For offers that are cropland only, enter the primary, secondary, and tertiary soil map unit acres for the eligible acreage offered. Add lines 1 through 3 and enter the result on the Total line.</p> <p>For offers that are MPL only, enter the number of eligible MPL acres offered for each type (MPLALL, MPLPER, or MPLSEA) listed in item 14C. Add lines 1--* and 2 and enter the result in the Total line.</p> <p>Example: Producer in a country with two MPL rental rate offers 7 acres of eligible MPL adjacent to a perennial stream and 5 acres of eligible MPL adjacent to a seasonal stream on the same tract. Enter 7 acres in line 1 of item 14D with a soil map unit symbol of “MPLPER” and 5 acres in line 2 of item 14D with a soil map unit symbol of “MPLSEA.” Enter 12 acres in the Total line of item 14D.</p> <p>*--For offers with cropland and MPL, enter:</p> <ul style="list-style-type: none"> • for cropland, up to 2 predominant soil map unit acres for the eligible cropland portion offered • for MPL, the total MPL acres offered following item 14C for the MPL portion offered. <p>Add lines 1 through 3 and enter the result in the Total line.</p> <p>Important: At least 1 of the entries in item 14D must be the total MPL acres for the offer.--*</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
14E	<p>*--For offers that are cropland only, enter the appropriate SRR from the soil/payment rate table for each soil type listed in column C.</p> <p>For offers that are MPL only, enter the appropriate MPL rental rate for the type listed (MPLALL, MPLSEA, or MPLPER) in column C.</p> <p>For offers with both cropland and MPL, enter:</p> <ul style="list-style-type: none"> • for cropland, the appropriate SRR from the soil/payment rate table for soil types listed in column C • for MPL, the appropriate MPL rental rate according to item 14C for the MPL portion.--*
14F	<p>Multiply column D times column E, and enter the result in column F.</p> <p>* * *</p> <p>Note: Add lines 1 through 3, and enter the result on the Total line.</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
15	<p data-bbox="427 327 1268 363">*--For offers that are cropland only, do either of the following:--*</p> <ul data-bbox="427 405 1468 552" style="list-style-type: none"> <li data-bbox="427 405 1468 474">• if more than 1 soil type is listed in item 14C, enter the weighted average SRR by dividing item 14F, line 4 by item 14D, line 4 <li data-bbox="427 516 1341 552">• if only 1 soil type is listed in item 14C, enter SRR for that soil type. <p data-bbox="427 590 1224 625">*--For offers that are MPL only, do either of the following:--*</p> <ul data-bbox="427 667 1468 846" style="list-style-type: none"> <li data-bbox="427 667 1451 737">• if more than one MPL type is listed in item 14C, enter the weighted average MPL rental rate by dividing item 14F, line 4 by item 14D, line 4 <li data-bbox="427 779 1468 846">• if only one MPL type is listed in item 14C, enter the MPL rental rate for that type MPL. <p data-bbox="427 884 1451 953">*--For offers with both cropland and MPL, enter the weighted average SRR and MPL rental rate by dividing item 14F, line 4 by item 14D, line 4.--*</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
16	<p>Complete item 16 only when an offer is being submitted for practices eligible for a per acre incentive, according to subparagraph 196 B.</p> <p>Enter the result of multiplying item 15 times the total acres in item 14D times the applicable percentage.</p> <p>If an offer contains practices eligible for differing incentive percentages, including offers containing practices not eligible for an incentive, the County Office may do either of the following:</p> <ul style="list-style-type: none"> • complete a separate CRP-2C for each practice • calculate a weighted average incentive percentage. <p>Note: Separate CRP-1's must be completed:</p> <ul style="list-style-type: none"> • if separate CRP-2C's are completed • for practices with different lifespans. <p>Example: A producer's offer includes 10 acres of CP1, located within an approved public wellhead protection area, and 5 acres of CP21. The weighted average SRR (item 15) for the offer is \$40.</p> <p>The County Office calculates a weighted average incentive percentage by:</p> <ul style="list-style-type: none"> • multiplying the number of acres offered for each practice times the applicable incentive percentage for that practice, according to subparagraph 196 B (10 X .1 = 1.0 for CP1 and 5 x .2 = 1.0 for CP21) • dividing the resulting total by the total acres offered (round to 2 decimal places) (2.0 divided by 15 = 0.13). <p>The weighted average incentive percentage would be 0.13. The County Office would enter the result of multiplying the weighted average SRR (item 15) times the weighted average incentive percentage (0.13), rounded to 2 decimal places, in item 16. For this example, the County Office would enter \$5.20 (\$40 x 0.13) in item 16.</p> <p>Notes: Infeasible to farm acres are not eligible for incentive payments.</p> <p style="text-align: center;">*--MPL is not eligible for infeasible to farm.--*</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
17A	Enter the physical location.
17B	<p>For cropland offered as infeasible to farm acreage, enter the soil survey area ID number associated with the primary, secondary, and tertiary soil map unit symbols for the eligible infeasible to farm acreage offered.</p> <p>*--Note: For offers with both cropland and MPL acres, enter only the soil survey ID numbers used in item 14C.--*</p> <p>Example: A producer offers an 11 acre field adjacent to a perennial stream to be to a filter strip. Only 10 acres are eligible for the filter strip. At least 50 percent of the field was offered as a filter strip and the 1 acre remaining does not exceed 25 percent of the filter strip acreage. The 1.0 acre may be enrolled as infeasible to farm acreage. See paragraph 182.</p>
17C	<p>For cropland, enter the primary, secondary, and tertiary soil map unit symbols for the entire eligible acreage offered as infeasible to farm acreage.</p> <p>*--Note: For offers with cropland and MPL acres, enter only the map unit symbols used in item 14C for cropland acres.</p> <p>Infeasible-to-farm criteria does not apply to practices on MPL. Do not include MPL acres or MPL rates when calculating infeasible-to-farm acres where both cropland and MPL acres are on the offer.--*</p> <p>In the case of:</p> <ul style="list-style-type: none"> • FWP where there is no soil survey data or soil data is delineated as “W” water, the soil map unit symbol should be AVGRT (the county average CRP rental rate) • CP39, if the offered acreage is on MPL and cropland, use the weighted average of MPL and cropland.

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
17D	<p>For cropland, enter the primary, secondary, and tertiary soil map unit acres for the eligible infeasible to farm acreage offered. Add lines 1 through 3 and enter the result on the Total line.</p> <p>*--Note: For offers with both cropland and MPL acres, enter only the acres used in item 14D for cropland acres.--*</p>
17E	<p>For cropland, enter the appropriate SRR from the soil/payment rate table for each soil type listed in column C.</p> <p>* * *</p>
17F	<p>Multiply column D times column E, and enter the result in column F.</p> <p>* * *</p> <p>Note: Add lines 1 through 3, and enter the result on the Total line.</p>
18	<p>Enter the weighted average SRR plus the total Incentive Payment amounts using the following formula:</p> <p style="text-align: center;">Items 14F + 16 + 17F divided by the total acres (14D + 17D).</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
19	<p>Enter the established maintenance rate, if applicable.</p> <p>Note: See subparagraph 196 C for establishing and limits on maintenance rates.</p> <p>When land offered is physically located in more than 1 State and/or county and each State and/or county has a different maintenance rate for the practice offered, the County Office shall calculate and enter a weighted average maintenance rate from the State/county where the predominance of land offered is physically located.</p> <p>When multiple practices with different maintenance rates are offered, the County Office shall calculate and enter a weighted average maintenance rate.</p> <p>Example: STC established maintenance rates of \$2 for CP22 and \$4 for CP21. A producer’s offer includes 20 acres of CP22, and 5 acres of CP21.</p> <p>The County Office calculates the weighted average maintenance rate by:</p> <ul style="list-style-type: none"> • multiplying the number of acres offered times the maintenance rate for each practice (\$40 for CP22, and \$20 for CP21) • dividing the total dollar amount by the total acres offered rounded to 2 decimal places (\$60 divided by 25 =\$2.40). <p>The County Office would ENTER “\$2.40” in item 19.</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
20	Add items 18 and 19 and enter the result in this item.
Complete items 21 through 25 to determine 4 out of 6 years cropping history and other data for the acres being offered for enrollment.	
21	Enter the tract number.
22	Enter the current field number. Note: Subdivide field if a portion of the cropland in the field does not meet the cropland eligibility according to subparagraph 151 A.
23	List current crop and land use. Enter the CRP acres and practice, by code, to be implemented. Enter the practices to be cost-shared and practices that will not be cost-shared separately.
24A	Enter the acreage offered by field.
24B	<p>*--If COC or CED determines that:--*</p> <ul style="list-style-type: none"> • all acreage meets the applicable requirements according to paragraph 181, * * * enter the acreage amount by field in this item • all acreage offered does not meet the applicable requirements according to paragraph 181, CRP-2C shall not be submitted to NRCS or TSP <p>Note: * * * ENTER “0” in this item.</p> <ul style="list-style-type: none"> • part of the acreage offered does not meet the applicable requirements according to paragraph 181, before submitting CRP-2C to NRCS or TSP, * * * enter the amount of eligible acres in this item • the acreage meeting all requirements will be recorded on CRP-1. <p>After receiving completed CRP-2C, NRCS or TSP shall determine whether the acreage is suitable for the practice offered and if the practice is needed and *--feasible to solve the resource concern. NRCS or TSP shall provide COC or CED written documentation that the acreage is not eligible.--*</p>

212 Completing CRP-2C for Continuous Signup (Continued)

B Completing CRP-2C (Continued)

Item	Instructions
24C through 24I	<p>For cropland, enter the years for which cropping history is being recorded, then enter the crop code using short abbreviations of not more than 4 letters, such as “Wht”, “Corn”, “SB”, “Sorg”, and “CU” for the applicable year.</p> <p>County Offices shall record any 4 years of cropping history for the 6 applicable years (2002 through 2007). It is not necessary to list all 6 years to determine cropping history eligibility.</p> <p>For FWP, County Offices shall record any 3 years of cropping history for the 10 applicable years. It is not necessary to list all 10 years to determine cropping history eligibility.</p> <p>For commercial pond-raised aquaculture (CP40), County Offices shall record “pond” for eligible land for wetland restorations that was devoted to commercial pond-raised aquaculture any 1 year 2002 through 2007.</p> <p>For flooded prairie wetlands (CP41), County Offices shall enter “FPW” to record producer’s certification for cropland that was:</p> <ul style="list-style-type: none"> • subject to the natural overflow of a prairie wetland • physically cropped during at least 3 out of the 10 crop years after January 1, 1990, and before December 31, 2002. <p>For MPL, enter “MPL” in item 24C.</p>
25	Enter the totals of item 24B.
26 through 27B	Have the producer read, sign, and date the CRP-2C certification. The producer shall sign CRP-2C. The County Office shall not process offer until producer signs CRP-2C. Unsigned CRP-2C’s shall not be considered timely filed.

212 Completing CRP-2C for Continuous Signup (Continued)

C Example of CRP-2C

The following is an example of CRP-2C.

<p>This form is available electronically.</p> <p>CRP-2C (07-23-10)</p> <p>U.S. DEPARTMENT OF AGRICULTURE Farm Service Agency</p> <p>CONSERVATION RESERVE PROGRAM WORKSHEET (For Continuous Signup)</p>		<p>(See Page 2 for Privacy Act and Public Burden Statements)</p>	
4A. Farm Number 574		4B. Name and Address Of Producer (Zip Code): John H. Producer 1675 Virginia Lane Anytown, AL Telephone Number (Include Area code): (212) 555-1212	
4C. County FSA Office Address (Zip Code): St. Clair CO FSA Office 2031 Mascoutah Avenue Belleville, IL 6220		4D. County FSA Office Telephone No. (Include Area Code): (212) 555-1213	
5A. State & County Code Admin. Location 17163		5B. State & County Code Physical Location 17157	
6. Contract Number		7. Acres for Enrollment 9	
8. IS Cost-Share Requested? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		9. Rental Rate Per Acre Offered \$ 64.67	
10. Signup Type (Check one): CONTINUOUS <input checked="" type="checkbox"/> CREP <input type="checkbox"/> FWP <input type="checkbox"/>			
11. Practices:			
A. Practices	B. Acres	C. Estimated Total C/S	D. Length
CP21	9	\$1000	15
		12. HUC Number:	
13. Land Eligibility Category by Acres: (Enter the amount eligible for each criteria.)			
		Marginal Pastureland	
		CREP Acres	
		Wellhead Protection Acres	
		Expiring CRP	
		Infeasible to Farm	
		1.0	
		Other Cropland	
14. Soil Map Data and Maximum Payment Rate Calculations:			
	A. Physical Location	B. Soil Survey ID No.	C. Map Unit Symbol
(1) Primary	17157	1L157	122B
(2) Secondary			
(3) Tertiary			
		D. Acres	E. Soil Rental Rate
		8	\$ 55
			= \$ 440.00
			= \$
			= \$
		TOTALS	\$ 440.00
15. Weighted Average Soil Rental Rate (Col. 14F Total divided by Col. 14D total) \$ 55.00		16. Total Incentive (if applicable) (Item 15 times 14D times applicable incentive percentage) \$ 88.00	
17. Soil Map Data and Maximum Payment Rate Calculations. For Infeasible to farm Acreage:			
	A. Physical Location	B. Soil Survey ID No.	C. Map Unit Symbol
(1) Primary	17157	1L157	216G
(2) Secondary			
(3) Tertiary			
		D. Acres	E. Soil Rental Rate
		1	\$ 36
			= \$ 36
			= \$
			= \$
		TOTALS	\$ 36
18. Weighted Average Soil Rental Rate Plus Total Incentive (14F + 16 + 17F) divided by (14D + 17D) \$ 62.67		19. Weighted Average Maintenance Rate for Contract \$ 2.00	
		20. Maximum Payment Rate (Item 18 + Item 19) \$ 64.67	
<input type="checkbox"/> ORIGINAL - COUNTY FSA OFFICE COPY <input type="checkbox"/> FSA PENDING COPY			

212 Completing CRP-2C for Continuous Signup (Continued)

C Example of CRP-2C (Continued)

CRP-2C (07-23-10)			Page 2 of 2								
21. Tract No.	22. Current Field No.	23. Current Crop or Land Use	24. Crop Land Use Summary								
			A. Offered Acres	B. Eligible Acres	C. 2007	D. 2006	E. 2005	F. 2004	G. ___	H. ___	I. ___
106	2	CORN	9	9	CORN	WHT	WHT	CORN			
25. TOTALS ►				9							
26. PRODUCER'S CERTIFICATION:											
<p><i>By signing below I certify to all of the following: (1) I have been informed of the estimated cost of establishing the cover offered; (2) I have been informed that if I decline cost share assistance I will be ineligible for cost share assistance; (3) I have been informed that I may be required to pay for a measurement service on the acreage offered before such acreage may be enrolled in the CRP; (4) To the best of my knowledge and belief the acreage of crops and land listed herein, if applicable, are true and correct; and (5) The signing of this form gives USDA representatives authorization to enter and inspect crops and land uses and for other purposes on the above identified land.</i></p> <p><i>I understand that an inaccurate certification could result in a payment reduction or loss of program benefits.</i></p>											
26A. Signature (By)				26B. Title/Relationship of the Individual if Signing in a Representative Capacity				26C. DATE (MM-DD-YYYY)			
/S/ John H. Producer								08-28-2010			
<p>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. 714 et seq.), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used by CCC to consider and process the offer to enter into a Conservation Reserve Program contract, to assist in determining eligibility, and to determine the correct parties to the contract. 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 enter into a Conservation Reserve Program contract.</p> <p>This information collection is exempted from the Paperwork Reduction Act, as it is required for administration of the Food, Conservation, and Energy Act of 2008 (see Pub. L. 110-246, Title II, Subtitle J- Miscellaneous Conservation Provisions).</p> <p>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.</p> <p>The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). 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.</p>											

213 CRP-1 Period for Continuous Signup

A Overview

The duration of CRP-1 may vary for each CRP-1. The CRP-1 period shall be not less than 10 nor more than 15 FY's. See subparagraph 66 C for continuous signup practices and associated CRP-1 length.

Important: CRP payments shall not exceed 15 years.

B Effective Date of CRP-1 for Land Not Currently Enrolled in CRP

For land that is **not** enrolled in CRP at the time the producer submits CRP-1 and CRP-2C, the effective date of CRP-1's under continuous signup provisions shall be the first day of the *--month following the month COC or CED approves CRP-1.--*

Exception: The producer may defer the effective date of CRP-1 up to 6 months. However, the effective date shall always be the first day of the applicable month. See subparagraphs E, F, and G for examples.

CRP-1's not approved within 6 months of the date the producer signs CRP-2C shall be rejected.

Because the producer may defer CRP-1 effective date up to 6 months, all crops **must** be removed from the accepted acreage before the effective date of CRP-1.

Notes: Unless CRP-1 is effective on October 1, of any year, the first year's annual payment shall be prorated and paid through special processing. See paragraph 198.

Grazing is prohibited beginning the later of the following:

- the effective date of CRP-1
- *--10 calendar days after COC or CED approves CRP-1.--*

213 CRP-1 Period for Continuous Signup (Continued)

C Effective Date of CRP-1 for Land Currently Enrolled in CRP

Land currently enrolled in CRP may be offered for re-enrollment through continuous signup if all of the following are met:

- the land enrolled in CRP is in the last year of CRP-1

***--Note:** The land may be offered for re-enrollment no earlier than 6 months before CRP-1 is scheduled to expire.--*

Important: If the land enrolled in CRP is **not** in the last year of CRP-1, the land is **not** eligible to be offered for re-enrollment.

- the acreage offered meets **all** of the applicable eligibility requirements according to paragraph 181
- CRP-1 effective date is October 1 of the year the existing CRP-1 expires.

Important: Land enrolled in CRP in the last year of CRP-1 is **not** eligible to be re-enrolled with an effective date other than October 1 of the year the ***--existing CRP-1 expires. The CRP-1 effective dates for re-enrolled land is not authorized.--***

D Expiration Date of CRP-1

Expiration date of CRP-1's under continuous signup provisions shall be September 30 of the applicable year, as determined by the duration of CRP-1, regardless of the effective date of CRP-1.

213 CRP-1 Period for Continuous Signup (Continued)**E Example 1 of 10-Year CRP-1**

Producer offers land not currently enrolled in CRP for enrollment through continuous signup. *--CRP-1 was approved by COC or CED on July 22, 2010. The effective date shall be August 1, 2010, unless the producer chooses to defer the effective date. The producer may elect to defer the effective date up to 6 months.

In this example, a 6-month deferment would result in an effective date of February 1, 2011.--*

Regardless of the effective date, the expiration date for CRP-1 shall be September 30, 2020.

Assuming an effective date of August 1, 2010, the producer would receive CRP payments for 10 years and 2 months if all eligibility requirements were met. Assuming an effective date of *--February 1, 2011, the producer would receive CRP payments for 10 years and 8 months.--*

Note: Each payment, including the first year prorated payment, will be paid after October 1 of each applicable year. See paragraph 198.

213 CRP-1 Period for Continuous Signup (Continued)**F Example 2 of 10-Year CRP-1**

On July 2, 2010, producer offers land currently enrolled in CRP for enrollment through continuous signup. The existing CRP-1 expires September 30, 2010, and all other eligibility requirements are met. CRP-1 for acreage offered was approved by COC or CED on July 12, 2010. The effective date shall be October 1, 2010. The effective date shall **not** be deferred.

The expiration date shall be September 30, 2020.

G Example of 15-Year CRP-1

Producer offers land not currently enrolled in CRP for enrollment through continuous signup. CRP-1 was approved by COC or CED on February 22, 2010. The effective date shall be March 1, 2010, unless the producer chooses to defer the effective date. The producer may elect to defer the effective date up to 6 months.

In this example, a 6-month deferment would result in an effective date of September 1, 2010.

The producer shall not receive CRP payments for more than 15 years; therefore, the expiration date for CRP-1 shall be September 30, 2024. Assuming an effective date of March 1, 2010, the producer would receive CRP payments for 14 years and 7 months. Assuming an effective date of September 1, 2010, the producer would receive CRP payments for 14 years and 1 month.

Note: See paragraph 198 for first year prorated annual rental payments.

214 Completing CRP-1 for Continuous Signup**A Completing CRP-1**

All item numbers, except item number 3, **must** be completed before producer signs CRP-1.

All changes to data entered on CRP-1 after producer signs CRP-1 must be initialed and dated by both the employee making the change and the producer.

Notes: Complete CRP-1 for continuous signup according to Exhibit 21.

See paragraph 215 for notifying producers.

Unlike a general CRP signup where CRP-1 effective date is known at the time the producer completes CRP-1 and CRP-2, the continuous signup CRP-1 effective date cannot be accurately determined at the time the producer completes CRP-2C.

Exception: The continuous signup CRP-1 effective date is known at the time the producer completes CRP-2C when the land offered is currently enrolled in CRP. See paragraph 215.

Because continuous signup CRP-1 effective date may not be known at the time the producer completes CRP-1 and CRP-2C and there is no penalty for withdrawing or modifying a continuous signup offer.

214 **Completing CRP-1 for Continuous Signup (Continued)**

A Completing CRP-1 (Continued)

The following provides an example of land offered for enrollment under continuous signup with the producer not signing CRP-1 until all documents and information required are obtained. **The following is an example for demonstration purposes only.**

Date	Action
February 22, 2010	Producer initiates CRP-2C to enroll land in CRP under continuous signup on February 22, 2010. The land is not currently enrolled in CRP and the producer wants CRP-1 to be effective as soon as possible.
March 2, 2010	*--COC or CED determines all applicable eligibility requirements--* according to paragraph 181 have been met and submits CRP-2C to NRCS or TSP with copy of aerial map.
March 13, 2010	NRCS or TSP completes a site visit, determines the land is suitable for the practice offered, and the practice is needed and feasible to solve the resource concern.
March 15, 2010	NRCS or TSP completes the applicable items on CRP-2C and returns it to COC.
March 17, 2010	County Office calculates maximum payment rate and notifies producer that CRP-1 and CRP-2C is completed and ready for producer signature.

214 Completing CRP-1 for Continuous Signup (Continued)

A Completing CRP-1 (Continued)

Date	Action
April 3, 2010	<p>For FWP and CREP, producer completes CRP-2C, item 9 and CRP-1, item 11A with an acceptable per acre rental rate offered amount and signs CRP-1 and CRP-2C. County Office provides producer CRP-1 Appendix and informs producer:</p> <ul style="list-style-type: none"> • the offer is acceptable • starting the practice before CRP-1 approval is at the producers own risk • of all the requirements needed for CRP-1 approval, such as: <ul style="list-style-type: none"> • working with NRCS or TSP to obtain a conservation plan • completing a paid for measurement service • signed landlord/tenant certification statement. <p>Note: See subparagraph 555 E for applicable CRP-1 Appendix.</p>
May 17, 2010	<p>County Office:</p> <ul style="list-style-type: none"> • receives all required information and forms to approve CRP-1 • completes second party review of all eligibility requirements and maximum payment rate calculations.
May 25, 2010	*--COC or CED approves CRP-1 with an effective date of June 1, 2010.--*
May 26, 2010	County Office notifies producer of contract approval and effective date.

215 Notifying Producers With Continuous Signup Offers

A Unacceptable Offers

*--Before submitting CRP-2C to NRCS or TSP, COC or CED shall determine whether all eligibility requirements in paragraph 181 are met.

If all applicable eligibility requirements are **not** met, COC or CED shall:--*

- **not** submit CRP-2C to TSP
- use CRP-26 to inform producer the offer was not acceptable.

B Acceptable Offers

*--If CRP-2C is returned from NRCS or TSP and all eligibility requirements are met, COC or CED shall notify producer that CRP-1 and CRP-2C **must** be completed and signed.--*

Important: CRP-1 and CRP-2C not signed within 30 calendar days of the date the producer is notified CRP-2C is ready for signature shall be rejected.

If producer completes CRP-1 and CRP-2C with an acceptable per acre rental rate offered amount and signs CRP-1 and CRP-2, County Office shall provide producer CRP-1 Appendix and inform producer:

- the offer is acceptable using CRP-23
- starting the practice before CRP-1 approval is at the producers own risk
- of all the requirements needed for CRP-1 approval, such as:
 - working with NRCS or TSP to obtain a conservation plan
 - completing a paid for measurement service
 - signed landlord/tenant certification statement.

Note: See subparagraph 555 E for applicable CRP-1 Appendix.

215 Notifying Producers With Continuous Signup Offers (Continued)

B Acceptable Offers (Continued)

All changes to data entered on CRP-1 and CRP-2C after producer signs CRP-1 and CRP-2C must be initialed and dated by both the employee making the change and the producer.

CRP-1's not approved within 6 months of the date the producer signs CRP-2C shall be rejected.

Note: See paragraph 213.

When CRP-1 is approved, COC shall use CRP-24 to notify producer of approval and CRP-1 effective date. See Exhibit 5.

Note: See paragraph 401 for CRP-1 approval requirements.

216-236 (Reserved)

239 Producer Eligibility**A Ownership Eligibility**

An owner is eligible to offer land for enrollment in FWP if the owner meets 1 of the following requirements:

- owned the land for 12 months before CRP-2C is submitted
- acquired the land by will or succession as a result of death
- acquired the land under circumstances other than for placement in CRP under FWP, as determined by the FSA National Office.

Note: Ownership eligibility requirements are satisfied if there is any combination of continuously leasing and owning the same person or entity during the 12-month period before CRP-2C is filed.

B Operator Eligibility

An operator is eligible to offer land for enrollment in FWP when the operator meets both of the following requirements:

- operated the land for 12 months before CRP-2C is filed
- provides satisfactory evidence, as determined by COC, that control of the land will continue uninterrupted for the CRP-1 period.

Note: Satisfactory evidence may include any of the following:

- statement signed by the owner
- written lease for the appropriate time period
- owner's signature on CRP-1.

Operator eligibility requirements shall be satisfied if there is any combination of leasing and owning by the same person or entity during the 12-month period before CRP-2C is filed.

240 FWP Eligible Land Criteria for CP27 and CP28

A Cropland Eligibility Criteria

Eligible cropland for wetlands (CP27) and associated buffer (CP28) includes cropland that is both of the following:

- planted, COC-approved prevented planted, or considered planted to an agricultural commodity during any 3 of the previous 10 crop years

Notes: Acreage for which a producer received a crop insurance indemnity payment for prevented planting shall be considered planted for that year for CRP cropping history purposes.

Field margins that are incidental to the planting of crops, such as turnrows, field borders, and center pivot corners, are eligible to be offered. Field margins do **not** include other areas within a field.

The following are conserving use and are considered planted for cropping history purposes for CRP, including CREP:

- during 2002 through 2007, any planted alfalfa, planted other multi-year grasses and legumes, and any summerfallow
- any rotation of planted alfalfa, planted other multi-year grasses and legumes, and any summerfallow in rotation

Note: Rotation **must not** exceed 12 consecutive years.

- any land previously enrolled in CRP where grass cover continues to be maintained as though enrolled in CRP.
- physically and legally capable of being planted in a normal manner to an agricultural commodity in a normal manner during a normal cropping season.

***--Note:** COC's or CED's determination **must** be based on whether the cropland could--* be planted to an agricultural commodity in a normal manner during a normal cropping season.

Acreage permanently under water is ineligible to be offered for enrollment in FWP unless land is eligible for enrollment under CP40 or CP41.

248 Processing Offers

A CRP-1's and CRP-2C's

County Offices shall follow Part 7, for processing CRP-1's and CRP-2C's for enrollment in CRP under FWP.

--For FWP, see subparagraph 212 B for completing CRP-2C.--

B Contract Duration and Effective Date

The CRP-1 period for CRP-1's under FWP is 10 to 15 years.

--The effective date of CRP-1 is the first of the month following the month COC or CED-- approves CRP-1.

C Program Year

The program year is FY in which the first payment is earned.

D Continuous Signup Number

For acreage enrolled in CRP under FWP, County Offices shall use the current continuous signup number.

Note: Continuous signup numbers change the beginning of every FY.

249 Payments**A Annual Rental Payment**

Producers receive annual rental payments on the land that is enrolled under FWP. The annual rental payment is the sum of the following:

- calculated SRR
- 20 percent of the calculated SRR
- applicable maintenance incentive rate, according to subparagraph 196 C.

Note: The revised maintenance incentive applies to all new offers except for CREP. CREP related maintenance incentives are governed by approved CREP agreements.

B Cost-Share Payments

CCC will pay up to 50 percent of the eligible cost of establishing a permanent cover. See Part 15.

C Incentive Payments

The following incentives are authorized for CP27, CP28, CP39, CP40, and CP41:

- PIP
- SIP

***--Note:** Expiring CRP that is being re-offered as FWP is **not** eligible for SIP. Cropland previously enrolled in CRP that is re-enrolled for FWP, is **not** eligible for SIP if the cover has been maintained.--*

- 20 percent of the weighted average SRR.

250-260 (Reserved)

263 Contract Duration and Program Year

A Contract Duration and Effective Date

The CRP-1L period for EFCRP is 10 years.

*--The effective date of CRP-1L is the first day of the month following the month COC or CED approves CRP-1L. EFCRP contracts will expire at the end of the month throughout the year, depending upon the month of the effective date.

Example: A producer signs CRP-1L on August 17, 2007. COC or CED approves--* CRP-1L on September 27, 2007. The effective date of the EFCRP contract is October 1, 2007. The contract period is October 1, 2007, through September 30, 2017.

Note: The producer may **not** defer the effective date of CRP-1L.

B Program Year

The program year is FY in which the first payment is earned.

C Continuous Signup Number

EFCRP shall use signup number 34.

264 Payments and Payment Limitation

A EFCRP Payment Options

Participants may elect to receive either an annual rental payment or a lump sum payment.

B Annual Rental Payment

Participants may receive annual rental payments on the land enrolled in EFCRP. The EFCRP rental payment rate is the average rental rate for CRP contracts in the county. The annual rental payment is the EFCRP rental rate multiplied times the number of acres of the EFCRP contract.

Note: Where no CRP contracts were enrolled in a county, the EFCRP rental rate is the CRP rental rate applicable to a nearby similarly-situated county.

Example: A producer enrolls 10 acres in EFCRP in Lafayette Parish, Louisiana. Lafayette Parish average rental rate for current CRP contracts is \$30 per acre.

10 acres X \$30 per acre = \$3,000. The annual rental payment is \$3,000.

The annual rental rate incorporates any annual maintenance payment. There shall be **no** additional maintenance rates added to the annual rental rate.

Note: See subparagraph 462 B for issuing annual payments for EFCRP contracts for CRP-1L's.

Exception: Annual payments are scheduled to be issued starting 1 year after the anniversary of the effective date of the contract.

C Lump-Sum Payment

Participants may select to receive a lump-sum payment for the EFCRP contract. The lump-sum payment is a one-time payment for the 10-year EFCRP contract period. The *--payment will be issued within 30 calendar days from the date COC or CED approves--* CRP-1L.

A lump sum payment means the present value of the 10 annual payments based on a 5 percent discount rate.

Note: The applicable discount rate shall be the discount rate at the time the contract is signed. FSA will provide a new discount rate on or about October 1 each year. The discount rate should remain in effect throughout the FY.

Part 10 General Signup and Offer Process

286 Overview

A General Information About Signup and Offer Process

Signup periods will be announced by DAFP. The National Office shall provide State and County Offices:

- program information sheets for producers
- updated program provisions and procedures
- other information as requested.

During signup, producers will submit offers for the amounts they are willing to accept to enroll acreage in the program. County Offices will calculate the maximum acceptable rental rate for the acreage being submitted. This amount is referred to as the maximum payment rate and is described in detail in paragraph 101.

Offers will be ranked at the National Office using a national ranking process. Offers selected will be those that provide the greatest environmental benefits considering the cost of enrolling the acreage in the program.

B CRP Activities Flow Chart

The following is a flow chart that describes activities related to CRP signup.

Step	Activities Occurring During and After Signup and Before Offers Are Ranked
County Offices Action	
1	Provide EBI, General Signup Fact Sheets, and CRP-1 Appendix.
2	Identify acreage to be offered on map.
3	Determine producer eligibility.
4	Determine land eligibility.
5	Determine 3 predominant soil types on the acreage offered using TERRA.
6	Enter offer data in COLS.
7	Producer signs and dates COLS-generated CRP-1 and CRP-2.
8	County Office submits offer through COLS.
State Office Action	
9	Review offer detail and summary reports on CEPD’s State Office Information Center Intranet at http://dc.ffasintranet.usda.gov/DAFP/CAPDSTO.htm .
10	Review the “State Office CRP Oversight Map” information available on CEPD’s State Office Information Center Intranet.
11	Contact County Offices, if necessary, to facilitate changes in offer records when errors are detected.

286 Overview (Continued)

B CRP Activities Flow Chart (Continued)

Step		Activities Occurring During and After Signup and Before Offers Are Ranked
Activities Occurring After Records Are Reviewed		
12		Return questionable records to County Office for review and possible correction.
13		Access and review validation reports, if applicable, from CEPD's State Office Information Center Intranet and correct offers, if necessary.
14		Counties will identify erroneous or omitted offers and correct in COLS, if necessary.
Action After Selection Process		
15		Final results of acceptable and rejected offers will be published and distributed in a CRP notice and CEPD's web site.
16		County Offices shall conduct final eligibility review.
17		Producers will be notified of acceptable or rejected offers by County Office.
18		County Office shall complete a paid-for measurement service for acceptable offers. See paragraph 401 for exceptions.
19		Conservation plan of operations will be developed by NRCS or TSP, if applicable.
20		Conservation plan of operations will be approved by the Conservation District.
21		*--Final approval of conservation plan of operation by COC or CED.
22		CRP-1 is approved by COC or CED.--*

287-292 (Reserved)

Section 3 Conducting a CRP Signup in the County Office**331 Announcing County CRP****A County Offices Announcing CRP**

County Offices shall use news media to inform all owners and operators, on a county-wide basis, of the following:

- CRP eligibility requirements
- locations and dates of informational meetings
- dates for submitting offers

Note: See Exhibit 20.

- CRP provisions, including general terms and conditions
- information needed to submit offers, such as eligible cropping history, fields to be identified, and number of acres to be offered.

Mail CRP announcement to all owners and operators in the county.

Note: County Offices shall include CRP continuous signup information in the county newsletter. Special mailings are optional but not required.

B Statement of Participation

All eligible owners and operators, regardless of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, and marital or family status, shall have an opportunity to submit requests to place land in CRP.

332 Submitting Offers

A County Office Responsibilities

County Offices may adjust the order of events in the table to provide for a workable signup period. **Before the producer submits** an offer to participate in CRP, County Offices shall do the following.

Step	Action
1	Provide general information about program provisions, such as a Fact Sheet.
2	Explain program details, such as: <ul style="list-style-type: none"> • the EBI process • required cropping history • maximum payment rate calculations • national ranking and selection process • COC determinations • available practices and C/S rates.
3	Verify producer and cropping history eligibility for the offered acres according to Part 6. Notes: Determine whether these requirements are met before submission of data. FSA shall determine land eligibility.
4	Delineate acres to be offered.
5	Offer producer measurement services to determine acres to be offered. Paid-for measurement service shall be completed for acreage offered before CRP-1 is approved. See paragraph 401. Note: See 2-CP for additional guidance.
6	Process offers through COLS. See paragraph 333 for completing CRP-2, including calculating maximum payment rates for each eligible area the producer wants to offer.
7	Advise producers of the limitation on withdrawing and modifying offers according to paragraph 337.
8	Provide producers CRP-1 Appendix (Exhibit 29) before submitting offers.
9	Have producer sign completed CRP-1 and CRP-2. Note: Only 1 signature is required to submit an eligible offer. All signatures are *--required before COC or CED approves CRP-1.--*
10	File all applicable documents, including CRP-2, in the producer’s folder.

332 Submitting Offers (Continued)

B Processing Offers

Offers **must** be submitted to the County Office where the land is administratively located. The following provides instructions on whether to process an offer.

IF land is...	THEN process the offer...
physically located in a county that has reached or exceeded the 25 percent cropland limitation or other applicable limit as provided in Part 4, or lower percent limitation set by COC for continuous and WRP signups and the county does not have an approved waiver before the signup period begins	only if it is for practices eligible under continuous signup marginal pastureland criteria (CP22, CP29, or CP30).
physically located in a county that has not reached the 25 percent cropland limitation or other applicable limit as provided in Part 4	in the administering county for any eligible practice.

C Cropland Eligibility Determinations

County Offices shall assist producers with cropland eligibility determinations on CRP-2. To determine cropland eligibility for CRP-1, use CRP-2.

Note: County Offices shall use FSA-578 on file for applicable years to verify cropping history entered on CRP-2, items 24 through 27. **Aerial photography will not be used to determine cropping history when FSA-578 is on file.**

If there is no FSA-578 on file for any year of the applicable 6 years:

- require the producer to provide 2 or more of the following:
 - a signed statement from the person who harvested or planted the crop
 - a neighboring producer’s certification of crops and acreage, on the back of each year’s aerial photography
 - a signed statement from a reliable person with knowledge of which crops were planted on the farm

***--Note:** COC or CED may require the producer to provide other documentation to--* determine cropping history, such as:

- seed, fertilizer, and chemical receipts
- load summary documents or elevator receipts.

332 Submitting Offers (Continued)

C Cropland Eligibility Determinations (Continued)

•*--COC or CED shall review and verify all of the documentation submitted to determine--* whether the cropping history is acceptable by:

- aerial photography, if applicable
- farm visit
- personal knowledge.

A late-filed FSA-578 may be accepted according to 2-CP when there is no FSA-578 on file for the applicable year being used to determine cropping history for eligibility. The late-filed fee shall be calculated according to 2-CP.

D Maximum Payment Rate Determination

County Offices shall assist producers by calculating the maximum payment rates, including multiple scenarios if requested, according to subparagraph 101 A.

E Separate Offers

Each producer, depending upon the eligibility determination and the practices selected, shall submit only 1 offer per tract number per program year per general signup.

Notes: The definition of a tract in 2-CM shall be used for offers being submitted by tract for CRP purposes.

Multi-tracts shall not be used for submitting CRP offers. Offers must be submitted on a tract basis.

If a producer submits multiple offers, some of which are not determined acceptable, the producer may withdraw any or all acceptable offers. Liquidated damages will apply according to paragraph 577.

Note: Acceptable offers on different tract numbers shall **not** be combined under 1 tract number.

Important: Separate CRP-1's **must** be completed for:

- each CRP-2 completed
- practices with different lifespans.

Example: Producer offers 5 acres of CP1 with a 10-year lifespan and 20 acres of CP3A with a 15-year lifespan on the same tract. Only one CRP-2 is completed for the offer. Separate CRP-1's **must** be completed for each practice.

332 Submitting Offers (Continued)

F Final Date for Submitting Offers

The deadline for receiving offers in the County Office is COB on the DAFP-established final date for submitting offers.

G Material for Producers

Provide copies of FSA informational material issued by DAFP to each producer submitting an offer. Provide copies of procedures in this handbook, including the formula process, to producers, if requested.

333 Completing CRP-2**A About CRP-2**

CRP-2 **must** be completed for all acreage on which producers want to submit offers. The document is used to:

- make eligibility determinations
- calculate maximum payment rates for producers before offers are submitted
- obtain ranking data and statistics on acreage offered for the program.

Note: Before completing CRP-2, the County Office shall ensure that the base limitation is ***--not exceeded. See subparagraph 401 B and 1-DCP, paragraph 57.--***

All item numbers, except item number 6, must be completed before producer signs CRP-2. All changes to data entered on CRP-2 after the producer signs CRP-2 must be initialed and dated by both the employee making the change and the producer.

Notes: See paragraph 212 for completing CRP-2C for continuous signup.

Separate CRP-1's **must** be completed for:

- each CRP-2
- practices with different lifespans. See paragraph 332.

CRP-2 is:

- a computer-generated form
- provided for display purposes only.

337 Withdrawing and Modifying Offers**A Adjustments to Acreage Offered**

A paid-for measurement service shall be completed for all acreage determined acceptable before CRP-1 is approved. See 2-CP for redeterminations.

Exception: See paragraph 401.

CRP-1 shall be adjusted to reflect the measured acres. See paragraph 401.

A paid-for measurement service fee is required on offered acreage using digital imagery. See 2-CP, paragraph 460.

Note: See paragraph 401 for measurement service requirements for approving CRP-1's.

B Withdrawing Offers

Producers can withdraw offers anytime before the close of signup. Withdrawals of a part of the acreage offered are not authorized after the end of the signup period. Offers withdrawn after the close of signup shall be assessed liquidated damages according to paragraph 577.

A request to withdraw a CRP offer shall be:

- in writing
- filed in producer's folder
- accepted.

C Identifying Withdrawn Offers

Identify each offer withdrawn by entering the following on CRP-2:

- the word "Withdrawn" in bold, red letters
- the signature of the person authorizing withdrawal
- the date withdrawal is made.

When an offer is withdrawn before the close of signup, if requested, provide a new CRP-1 to producers for resubmitting an offer by the final signup date. See subparagraphs 332 F and 337 B.

338 Succession to Offers**A General Policy**

Succession-in-interest rights do not apply to CRP offers to participate, except for:

- immediate family members of the producer that submitted the offer, according to subparagraph B
- a person, or entity, taking title to the land offered when the producer that submitted the offer dies.

Note: See subparagraph C.

All other applicable eligibility requirements shall apply to the successor.

Note: See paragraph 555 for succession-in-interest to approved CRP-1.

B Succession by an Immediate Family Member

An immediate family member of the producer who submitted the offer may succeed to an acceptable offer, if all of the following are met:

- producer that submitted the offer met all eligibility requirements
- *--successor signs CRP-2, item 25, acknowledging acceptance of offer as originally--* submitted

Note: No modifications to the original offer are authorized. Successor cannot modify or revise the original offer.

- immediate family member succeeding to the offer meets all other eligibility requirements before CRP-1 is approved.

Successor shall be liable for any liquidated damages.

Immediate family members include parents, children, siblings, grandparents, adopted children, and spouse.

338 Succession to Offers (Continued)**C Succession When Producer Who Submitted Offer Dies**

Succession-in-interest rights apply to any acceptable CRP offer when the:

- producer who submitted the offer dies before CRP-1 approval
- person or entity taking title to the land elects to succeed to the offer.

The person or entity taking title to the land may succeed to an acceptable offer, if all of the following are met:

- producer that submitted the offer met all eligibility requirements
- successor signs CRP-2, item 27, acknowledging acceptance of offer as originally submitted

Note: No modifications to the original offer are authorized. Successor can not modify or revise the original offer.

- successor meets all other eligibility requirements before CRP-1 is approved.

Successor shall be liable for any liquidated damages.

D Notify Eligible Successors

COC shall notify eligible successors to offers that:

- they have 60 calendar days from the date of notification to succeed to the acceptable offer
- the offer will be null and void if it is not succeeded to by an eligible successor within 60 calendar days of notification
- no revisions or modifications, other than succession to the original offer, are authorized.

339 Errors and Omissions Policy

A Identifying Erroneous Records

Erroneous offer records include:

- errors detected in ranking data elements
- changes to CRP-2 data elements:
 - including changes to offered acreage because of measurement service
 - resulting from appeal or technical redeterminations.

Any timely-filed offers found by County Offices to contain incorrect ranking data are considered erroneous. Changes in the CRP-2 data may result in any of the following:

- offer being ineligible
- EBI score increasing
- EBI score decreasing.

A change made to acres of a soil may change the maximum payment rate or the EBI score and may require the offered rental rate to be adjusted by the producer.

B Identifying Omitted Records

Omitted records include:

- *--any timely filed eligible signup 43 offer not successfully loaded and/or submitted by the end of signup, COB April 6, 2012, or COB April 13, 2012, where County Offices used--* a register
- timely-filed offers which were originally determined ineligible and not ranked that are determined eligible through the appeals process or any technical redeterminations.

Important: Late-filed offers are **not** omitted offers. Both CRP-1 and CRP-2 must be completed and signed by an eligible producer and received in the County Office by the end of signup to constitute an offer. CRP-1 or CRP-2 alone does **not** constitute an offer.

Note: See 1-APP for handling appeals.

339 Errors and Omissions Policy (Continued)**C Policy About Errors and Omissions**

All **eligible** offers that were omitted and all submitted offers that are later determined erroneous shall be reprocessed by the County Office using the COLS software to determine whether the offer is acceptable. This includes all offers for which CRP-1 has **not** been approved, including those where the producers have been issued letters indicating the offer was acceptable. For errors detected after approving CRP-1, see paragraph 638.

Important: Only COLS software shall be used by County Offices to process omitted and erroneous offers. See subparagraph D. County Offices must submit a copy of the “Offer Scenario” printed from the COLS Submit Offer Screen to the State Office to verify that the omitted or corrected offer was entered into the COLS software. Erroneous and omitted offers must be entered into the COLS software.

COC shall reject any offer that is determined to be unacceptable, including offer records for which producers have been issued letters of acceptability. When offers are determined to be ineligible after CRP-1 has been approved, County Offices shall follow paragraph 638.

--Note:** All signup 43 erroneous and omitted offers must be processed by **COB September 7, 2012**, with the exception of offers determined eligible through the **-- appeals process.

D Handling Erroneous Offers with Decreases in Maximum Payment Rate

Certain erroneous offer data may cause a change and subsequent recalculation of the maximum payment rate. If the maximum payment rate (“Maximum Payment Rate” block in COLS) is decreased because of the recalculation, then the producer must agree to accept the lower of either of the following:

- recalculated maximum payment rate
- original rental rate offer.

Note: The producers may withdraw the offer without assessment of liquidated damages.

E Handling Erroneous Offers with Increases in Maximum Payment Rate

If the maximum payment rate (“Maximum Payment Rate” block in COLS) is increased because of the recalculation, then the producer must agree to the offered rental rate from the original CRP-2. If the producer does **not** agree to accept the offered rental rate from the original CRP-2, then the producer may withdraw the offer without liquidated damages.

340 Processing Offers

A Reviewing Offers

--COC or CED shall ensure that:--

- producers have submitted offers for CRP-1 by tract and year
- CRP-2 was signed by 1 eligible producer
- CRP-1 was signed
- CRP-1 signers have an interest in designated acres
- CRP-1's contain at least 1 eligible signature

Note: Notify producers that they have 30 calendar days from the date of notification informing them that their offer was acceptable to obtain **all** signatures, or CRP-1 will not be approved.

- offers that are not acceptable are kept on file for 1 year after the acceptable offer list is received.

B Submitting Offers for the National Office Ranking

County Office shall ensure all offers are submitted COB on the end of signup for review and evaluation by the National Office.

See COLS User Guide for submitting offers to the National Office for ranking.

C Request for Information

After data is reported to the State Office, inform anyone who requests data that the request **must** be submitted in writing according to 2-INFO.

Note: Release requested information only according to 2-INFO.

341 Notifying Producers

A Eligibility Review

--COC or CED shall:--

- review the list of acceptable offers to ensure that all eligibility criteria have been met for all offers listed as **acceptable** by the National or State Office
- **not** approve CRP-1 if producer or the offered acreage does not meet eligibility criteria even though the offer is listed as acceptable by the National or State Office.

B Offer Not Acceptable

If the offer is not acceptable, advise the producer that:

- offer was not acceptable
- eligible land may be reoffered in a later signup.

C Procedure for Notifying Producers

--COC or CED shall notify producers, using CRP-23, CRP-24, and CRP-26 (Exhibit 5), of the status of their offer as soon as the list of acceptable offers is received and an eligibility review was conducted.--

Provide NRCS or TSP a list of acceptable offers.

341 Notifying Producers (Continued)

D Offer Acceptable and Clearly Eligible

If the offer is determined acceptable, advise the producer:

- to notify the County Office if the producer wants the offer approved

Note: The producer's notification to the County Office is not required to be in writing. The County Office shall notate the producer's notification and include the notation in the producer's CRP folder.

- that a conservation plan **must** be developed by NRCS or TSP and approved by the Conservation District before CRP-1 can be approved by COC

Note: County Offices must provide to NRCS or TSP all documents necessary to complete the conservation plan, including, but not limited to the following:

- CRP-1
 - CRP-2
 - maps.
- of provisions for starting practices. See Part 11.

342-365 (Reserved)

366 Developing Approved Conservation Plan (Continued)

B Original Plan Development (Continued)

- the producer will plant the approved cover at no cost to FSA or CCC according to a revised conservation plan if the riparian buffer is not established through natural regeneration within 2 years of CRP-1 effective date
- conservation practice code 647, Early Successional Habitat Development/Management, is used to identify natural regeneration
- NRCS or TSP shall spot check the site at the end of the second year to determine whether the riparian buffer is established **and** meets the standards and specifications for NRCS conservation practice code 391A, Riparian Forest Buffer.

***--Note:** NRCS or TSP **must** immediately notify COC or CED:--*

- of the result of the spot check
- that the participant **must** plant the approved cover with no C/S according to a revised conservation plan, if applicable.

***--Note:** COC or CED **must** notify participant of the results of the spot check.

Before approving CRP-1's, COC or CED shall review and approve the plan to ensure that--* it:

- has been signed and agreed to by:
 - all signatories to CRP-1
 - NRCS or TSP
 - Conservation District
 - *--COC or CED

Note: COC or CED may approve the plan without the Conservation District signature--* if the Conservation District refuses to review the plan.

- for natural regeneration of CP22, requires:
 - the producer to plant the approved cover with no C/S if the approved cover is not established within 2 years of CRP-1 effective date
 - NRCS or TSP to spot-check the site at the end of the second year to determine whether the riparian buffer is established and meets the standards and specifications of NRCS conservation practice code 391A, Riparian Forest Buffer

366 Developing Approved Conservation Plan (Continued)

B Original Plan Development (Continued)

- includes all of the eligible acres offered for CRP
- includes required maintenance for weed, insect, and pest control for life of CRP-1
- including contract management activities to be taken to implement the conservation plan, as applicable
- includes only practices requested on CRP-1
- includes C/S for eligible practices only

Important: See Exhibit 11 for eligible C/S for natural regeneration of CP22.

- includes application rates, such as the amount of seed, lime, and fertilizer, that are consistent with practice specifications

Note: The conservation plan may reference the NRCS Job Sheet for the application rates. The producer **must** be provided a copy of the Job Sheet with the conservation plan.

- meets the objectives of CPA, when applicable
- includes the following:
 - FSA field number and acreage
 - timeframe and deadline to implement the approved practice or practices and management activities
 - a map of the acres to be enrolled.

--CED shall reject the plan if these requirements have not been satisfied.--

367 Conservation Planning (Continued)

C Conservation Plan Map

The conservation plan map shall show the number, field boundaries, easements, and acres, as identified by FSA. The land use shall be identified as “Cropland-CRP-Cover type.”

D Additional Material to Include in the Conservation Plan

In addition to the material outlined in the National Planning Procedures Handbook, the conservation plan shall include information or job sheets on the following:

- vegetative or cover establishment
- herbicides, insecticide, or mechanical weed control.

E Planning Policy

Technical references and conservation planning policy include:

- National Planning Procedures Handbook
- FOTG, Sections III and V
- GM 180 Part 409.

367 Conservation Planning (Continued)

F National Environmental Policy Act and Other Requirements

NEPA, NHPA, ESA, and other related laws, regulations, and executive orders require Federal agencies to consider the potential impacts of their proposed actions upon the human environment. Therefore, **before** approving CRP-1's, land applications of animal waste, or construction of wind-powered generation devices, FSA **must** ensure that **all** potential impacts to the human environment have been considered according to 1-EQ, 7 CFR Part 799, and GM 190 Part 410, and adhere to the following.

Item for Approval	Criteria
CRP-1	<p>FSA:</p> <ul style="list-style-type: none"> • shall use NRCS-CPA-52 completed by NRCS or TSP during the conservation planning process to determine potential impacts of the proposed CRP-1 and associated CP's on the human environment • approval official will ensure that all appropriate environmental requirements have been met, which should include the following: <ul style="list-style-type: none"> • a completed NRCS-CPA-52, after the field visit portion if necessary, of the conservation planning process is completed • any related documentation to support conclusions made about potential impacts on environmental resources and special issues identified in the completed NRCS-CPA-52 • FSA completed NRCS-CPA-52, Sections P, Q, and R only after completing all necessary consultations with SHPO, THPO, American Indian Tribes, other consulting parties concerned with cultural resources, FWS, and NOAA Fisheries. <p>Note: For proposed actions that occur within wetlands or floodplains, see 1-EQ for guidance.</p>
Land Application of Animal Waste, Sludge, or Agricultural By-Product	<p>*--Before COC or CED approves the application of animal waste,--*</p> <p>sludge, or agricultural by-product, FSA shall:</p> <ul style="list-style-type: none"> • complete FSA-850, in addition to complying with the requirements of paragraph 635 • include FSA-850, with appropriate supporting documentation and consultation records as part of the producer's CRP file.
Construction of Wind Turbines	<p>*--FSA shall complete an environmental review, using FSA-850 to ensure that any potential impacts on NRCS-CPA-52 do not adversely impact any listed threatened and endangered species, which will then be forwarded to SEC for approval before COC or CED approves the wind turbines.--*</p>

368 NRCS Conservation C/S Agreement (Continued)**D Required Signatures for Conservation Plan**

For CRP, NRCS-approved electronic forms **must** be signed by all of the following:

- CRP producers listed on CRP-1
- designated conservationist
- conservation district representative.

***--Note:** See paragraph 366 for requirements before COC or CED approves the conservation plan.

FSA COC or CED shall have concurrence with the Contract Support Document for CRP--* acreage. If CRP acreage is not in a conservation district or the conservation district refuses to sign the conservation plan, the State Conservationist shall delegate authority to approve the conservation plan.

E Conservation Plan/Contract Support Document Requirements

An approved conservation plan includes:

- all of the eligible acres offered for CRP
- required maintenance for weeds, insects, pests, or other undesirable species for the life of CRP-1
- only those practices requested in CRP-1
- application rates that are consistent with practice specifications.

Note: Any other changes in regard to the above items may void CRP-1.

369 NRCS Assembling and Filing CRP Documents**A Overview**

Many of the documents needed for CRP case files are available electronically. However, a few of the required documents, such as CRP-1 and CRP-2, are not available electronically and **must** be filed manually. CRP documents shall be filed according to State policy.

Note: County FSA Offices shall:

- maintain the original CRP-1, CRP-1 Appendix, and CRP-2
- provide NRCS with a copy of any documents needed for NRCS CRP case files.

Historically, CRP documents have been contained in a 6-part folder. The following subparagraphs provide suggestions for assembling and filing CRP documents.

B Standard File Folder

If a standard file folder is used, the arrangement of the contents of the first cover should be:

- conservation plan map and legend
- tree planting plan provided by the State Forestry Agency
- job sheets referenced from the conservation plan
- soil map
- interpretative information containing HEL designations
- CRP-2
- erosion and predominant soil worksheets.

The contents of the second cover should be:

- NRCS-approved forms
- CRP-1
- AD-862
- other support data.

Note: Each document should be filed with the latest version in front.

Part 12 Approving CRP-1's

401 Approving and Numbering CRP-1's

A Requirements Before Approval

Before approving CRP-1's, County Offices shall:

- ensure that a separate CRP-1 is completed for:
 - each CRP-2 or CRP-2C
 - practices with different lifespans
- Note:** See paragraphs 211 and 332.
- determine acres to be enrolled by completing a paid-for measurement service

Exceptions: Measurement service is not required for:

- official fields
- any acreage currently enrolled that has been reoffered and accepted, if the specific area accepted was measured before enrollment.

Note: In early signup periods, offers were accepted by farm. Offers are now required to be by tract. If acreage currently enrolled were required to be reoffered separately because the acreage is located on more than 1 tract, the acreage is required to be measured.

- adjust the acreage on CRP-1 as appropriate according to the completed measurement service
- ensure that DCP acres and CRP acres do not exceed cropland on the farm, according to subparagraph 401 B
- complete approved farm reconstitutions

401 Approving and Numbering CRP-1's (Continued)

A Requirements Before Approval (Continued)

- complete a second party review of all eligibility requirements and maximum payment rate calculations

- *--ensure that CCC-931 has been filed and updated in the subsidiary file

Note: CCC-931 **must** be filed to ensure that CRP participants are aware of payment eligibility for new CRP contracts or revised CRP contracts where there is a succession. This does **not** require that a prospective CRP participant be eligible for payments, **only** that CCC-931 be filed.--*

- review the multiple county producer list with other County Offices
- ensure county cropland limit eligibility according to Part 4.

*--**Note:** The first five CREP offers per county **must** be reviewed by STC before COC or CED approval.--*

- determine the total annual rental rate for the acreage being offered and all previously approved CRP-1's
- ensure that NRCS has terminated all applicable WBP agreements

Note: File a copy of the terminated WBP agreement in the producer's CRP folder.

- adjust the value of CRP-1 for the acreage being offered to reflect the total rental payment, **if any**, the producer will be eligible to earn under the current CRP-1 considering annual rental payment limitation of \$50,000 per person per FY.

Note: See paragraph 461 and Exhibit 31.

For general signups, a producer may change CRP practices only if all of the following conditions are met:

- original offer was accepted
- CRP-1 has not been approved
- the EBI score of the new practice is equal to or greater than the EBI score of the existing practice.

Important: When determining whether the EBI score of the new practice or practices is equal to or greater than the EBI score of the original practice or practices, *--COC or CED **must** use the same EBI criteria that was used for the original--* offer. See CRP-2 for EBI score.

For continuous signup, a producer may change practices if CRP-1 has not been approved.

401 Approving and Numbering CRP-1's (Continued)

B Approving Contracts

Approve CRP-1's if:

- offer is included on the list of acceptable offers

Note: This is not applicable to continuous signup contracts.

- for continuous signup CRP-1's, all applicable requirements according to paragraph 181 have been met
- all required signatures have been obtained on all related CRP forms and plans
- a conservation plan is approved for the acreage
- *--the current CCC-931 has been filed and updated in the subsidiary file--*
- the conservation plan is consistent with policies in paragraph 366
- DCP contract acres and CRP acres do not exceed the cropland on the farm.

If the total acres, excluding any marginal pastureland, such as WBP noncropland acres based on the effective date of CRP-1's, exceeds DCP cropland for the farm, the producer shall designate which of the following to reduce:

- CRP acres being offered
- DCP acreage
- GRP acreage being offered.

*--**Important:** Land transitioned under TIP CRP-1R is not subject to DCP base reduction.--*

Notes: Reduction of CRP acres offered shall be completed before the end of the applicable signup period.

The reduction of applicable acres shall be to the extent the total CRP and DCP cropland acreage does not exceed the cropland for the farm.

Acreage enrolled in an approved CRP-1 cannot be reduced.

County Offices shall calculate the number of acres on a farm that may be enrolled in CRP or GRP without requiring a reduction to DCP base acres at the time the producer submits CRP-2, CRP-2C, or CCC-920.

401 Approving and Numbering CRP-1's (Continued)**B Approving Contracts (Continued)**

When the producer determines to reduce DCP base acres on a farm because of enrollment into CRP or GRP, the producer **must** complete CCC-505 at the time the acres are being offered for CRP or GRP.

Note: Some producers may elect to modify the number of acres to be offered for CRP or GRP instead of reducing DCP base acres on the farm.

Reduce DCP acreage and complete CCC-505 according to 1-DCP.

- acreage determinations have been made and verified by a paid-for measurement service

Exceptions: Measurement service is not required for:

- official fields
- any acreage currently enrolled that has been reoffered and accepted, if the area accepted was measured before enrollment.

Note: In early signup periods, offers were accepted by farm. Offers are now required to be by tract. If acreage currently enrolled were required to be reoffered separately because the acreage is located on more than 1 tract, the acreage is required to be measured.

- all acreage eligibility determinations have been made.

401 Approving and Numbering CRP-1's (Continued)

C COC Responsibilities

COC, or designee, shall:

- sign and date each eligible CRP-1 if:
 - listed as an acceptable offer
- requirements in this paragraph have been met
- not approve CRP-1's for persons listed in subparagraph D
- follow conflict of interest provisions in 22-PM, Part 9.

Note: This is not applicable to continuous signup contracts.

D Approval Responsibilities

An STC or DAFP representative shall review certain CRP-1's before approval. The following shows required reviews, persons responsible for review, and persons responsible for approval or disapproval.

CRP-1's for...	MUST be reviewed by...	BEFORE approval or disapproval by...
<ul style="list-style-type: none"> • COC members • County ES employees • FSA County Office employees • other County USDA employees • Conservation District board members 	DD	DD.
State Office employees	STC	STC.
STC members	DAFP	SED.
SED's	DAFP	STC.
Other FSA employees	DAFP	STC.

Note: Reviews **must** be completed for any entity for which the employees, who are subject to a required review, have a substantial beneficial interest, according to 1-PL or 4-PL, as applicable.

401 Approving and Numbering CRP-1's (Continued)

D Approval Responsibilities (Continued)

Persons making the required reviews shall ensure that all:

- eligibility requirements are met
- required entries on CRP-1, CRP-2, and CRP-2C are completed.

SED or STC, as applicable, shall not approve CRP-1's unless authorized by DAFP in writing.

--E Numbering CRP-1's for CREP and FWP--

Number CRP-1's according to the following

WHEN...	THEN...
assigning original CRP-1 number	<ul style="list-style-type: none"> •*--number CRP-1's in the sequence COC or CED approves--* CRP-1's • use only 1 series regardless of FY CRP-1 is approved <p>Example: 1, 2, 3, etc., up to 8999.</p> <p>Note: Use 9000 to 9999 as temporary numbers only.</p> <ul style="list-style-type: none"> • use the original assigned number for the life of CRP-1.
revising CRP-1	<ul style="list-style-type: none"> • use the original assigned CRP-1 number • add an alpha suffix beginning with "A". <p>Example: 1A, 1B, 1C, etc., up to suffix "Z". See paragraph 546.</p>

If transferring CRP-1 to another County Office or State:

- the transferring County Office sends original CRP-1 and keeps a copy
- the receiving County Office assigns its next sequential number.

Note: Do not assign a suffix to CRP-1 if all land under CRP is transferred.

F County Office Action

After requirements in subparagraphs A through C have been met, notify producer of approval using CRP-24 (Exhibit 5).

*--All CRP-1's approved by COC or CED for CREP and FWP **must** be loaded into the--* System 36 according to 1-CRP, paragraphs 300.4 and 300.5.

402 CRP-1 Period**A Length of Time**

The CRP-1 period shall be 10 through 15 FY's. See Exhibit 32 for CRP-1 effective dates and corresponding expiration dates.

B Example of 10-Year CRP-1

CRP-1 period for FY 1991 CRP-1's will end on September 30, 2000.

See Exhibit 20 for signup periods and program years.

C Effective Date

--For signup 43, the effective date of CRP-1 shall be October 1, 2012, for either of the-- following:

- new land
- acreage that is currently enrolled in CRP at the time of signup that expires on *--September 30, 2012, and is re-enrolled during signup 43.--*

Notes: Harvest of the prior year's agricultural commodity crop is permitted after October 1 without a payment reduction.

For acreage not enrolled in CRP at the time of signup, grazing is prohibited *--beginning, the later of, for acreage with a CRP-1 effective date of October 1:

- 10 calendar days after COC or CED approves CRP-1--*
- October 1 of the first year of CRP-1.

COC shall notify producers of this policy.

See paragraph 213 for effective dates and grazing restrictions of CRP-1's approved under continuous signup provisions.

403-425 (Reserved)

Part 13 Establishing and Maintaining Practices

426 Establishing Approved Cover

A Establishing Required Cover on CRP-1

CRP participants shall agree to establish and maintain approved practices according to the conservation plan of operations.

--Use of hand-collected seed is not authorized for CRP. COC or CED shall not--
approve CRP-1 when hand-collected seed was or will be used to establish the cover.

Exception: If verification of PLS factor, germination, and seed quality is provided, hand-collected seed may be used to establish the CRP cover.

Note: See subparagraph 491 D.

Practices included in the CRP conservation plan **must** cost-effectively achieve a reduction in soil erosion to maintain:

- the productive capacity of the soil
- water quality improvements
- wetland or wildlife protection
- reduced airborne wind particulate matter
- public wellhead protection
- environmental benefit achievements.

NRCS or TSP shall encourage the participant to:

- where appropriate, plant perennial seeding and planting mixes that achieve the highest environmental benefits for each CRP practice
- where practical, as determined by NRCS or TSP, use State-certified seed for CRP

Note: However, common seeds, especially for natives, may be used when certified seed is **not** available.

- where appropriate, avoid the use of single, introduced species
- use native legumes, forbs, shrubs, and plant mixes
- ensure that the approved seeding mix does not include weed species, including noxious weed species.

426 Establishing Approved Cover (Continued)

A Establishing Required Cover on CRP-1 (Continued)

--COC or CED, or designee, shall only agree to conservation plans or approve CRP-1's-- that do **not** include C/S for:

- hand-collected seed, except when verification of PLS factor, germination, and seed quality is provided
- practices tailored to specifically enhance or change the commercial production

Exception: Haying or grazing of grasses or harvesting forest products from CP3 and CP3A when CRP-1 expires.

- purchasing and establishing species of grasses, legumes, trees, and other vegetative cover that are not adaptable to the area without excessive cost to establish the cover
- providing any plastic mulch or supplemental irrigation water, except where CP5, CP5A, CP16, CP16A, CP17, CP17A, CP22, and CP25 will be established in areas where the average annual precipitation is 25 inches or less.

Until a final status review has been completed by NRCS or TSP or the participant has *--certified practice completion, COC or CED in consultation with NRCS or TSP, may allow--* participants to spray and mow the acreage under contract at any time, if this activity is required in the conservation plan to establish the approved cover.

Note: This includes mowing and clipping of a nurse crop that was used to establish the approved cover.

426 Establishing Approved Cover (Continued)**B When to Start CRP Practice**

Producers shall be advised that:

- approved CRP practices may be started:
 - after submitting the offer to the County Office
- when notified that CRP-1 has been approved
- where practicable, as determined by NRCS or TSP, State-certified seed shall be used for CRP

Note: Starting a practice before final approval of CRP-1 is at the producer's own risk.

- **Note:** However, common seeds, especially for natives, may be used when certified seed is not available.
- C/S payments are ineligible if:
 - offer is not accepted
 - designated acres are ineligible
 - practice does not meet specifications
 - practice is not included in the approved conservation plan.

Note: See paragraph 429 for C/S when modifying approved conservation plan.

C Permanent Covers

The approved conservation plan **must** include the establishment of a permanent vegetative cover:

- according to the planting timespan requirement in Exhibit 11
- before the presence of an erosion problem.

The participant is eligible to receive C/S assistance after CRP-1 is approved and the approved cover is seeded, or for approved water cover, required establishment activities, such as earth moving and blocking drains, have been completed.

426 Establishing Approved Cover (Continued)

C Permanent Covers (Continued)

Approved permanent cover is required to be seeded within 12 months after the CRP-1 effective date, according to Exhibit 11. However, NRCS or TSP, in consultation with COC *--or CED, may, in developing the conservation plan, permit up to an additional 12 months,--* not to exceed 24 continuous months, to seed or install the approved permanent cover if any of the following apply:

- the specific site conditions require additional time to seed the approved cover to not adversely impact the natural resources of the site or surrounding areas
- the approved grass seed, grass mixture, trees, or shrubs are not available
- seed costs will create an adverse economic hardship on the participant.

Example: Jane Smith's signup 39 CRP-1 for 100 acres was approved with an effective date of October 1, 2010. The approved permanent cover is required to be seeded by October 1, 2011, according to Exhibit 11. The next normal planting date for the approved permanent cover begins in May 2011 and ends in June 2011. Because of the specific site conditions, planting the entire 100 acres to the approved permanent cover at 1 time would cause severe erosion on the acreage enrolled and cause similar adverse impacts on the surrounding fields. NRCS, in consultation *--with COC or CED, may, in developing the conservation plan, provide--* Ms. Smith an additional 12 months (to October 1, 2012) to seed the approved permanent cover on a portion of the field to reduce the adverse environmental impacts to the site. An approved temporary cover, if needed, **must** be seeded on the acreage not planted to the approved permanent cover according to the conservation plan.

Notes: Determinations to permit an additional 12 months to seed the approved permanent cover shall be:

- made on a case-by-case basis
- recorded in the conservation plan.

Up to 3 years may be permitted for certain hardwood tree plantings. See Exhibit 11.

426 Establishing Approved Cover (Continued)

D Additional Months to Establish Permanent Covers Authorized (Continued)

--After the conservation plan is approved, COC or CED may approve a revised plan, signed pen and ink changes by the participant, to allow up to 2 additional 12-month extensions of time to seed or install the approved permanent cover if COC or CED determines that any-- of the following applies:

- the approved grass seed, grass mixture, trees, or shrubs are not available
- seed costs will create an adverse economic hardship on the participant
- the producer has been prevented from timely seeding the approved permanent cover because of adverse weather conditions.

Notes: See paragraph 429 for modifying approved conservation plans.

Neither COC or STC may approve extensions to seed or install the approved cover beyond the 2 additional 12-month extensions provided in this subparagraph.

***--Important:** In **no** case shall COC, CED, or STC approve a revised conservation plan--* for more than a total of 36 months, original 12 month plan, plus up to 2 additional 12-month extensions, to seed the approved permanent cover. CRP-1's that do not have the approved permanent cover seeded in 36 months of the effective date shall be terminated. Terminate according to paragraph 573.

Meritorious requests for authority to continue CRP-1, on which the approved permanent cover has not been seeded within 36 months of the effective date of CRP-1, may only be approved by DAFP. COC and STC may submit requests *--to DAFP, only if both COC or CED and STC determine the request is--* justified based on documented and verifiable facts of the individual case. All cases submitted to DAFP must include the following:

- complete explanation of how such a contract will be able to achieve the environmental benefits for which it was scored on EBI and accepted for enrollment in CRP
- copy of the participant's request for additional time to seed the approved permanent cover
- copy of COC and STC minutes thoroughly documenting and justification supporting the request

426 Establishing Approved Cover (Continued)

D Additional Months to Establish Permanent Covers Authorized (Continued)

- copy of all applicable forms and documents, such as CRP-1's, CRP-2's, aerial photocopies, conservation plan, and job sheets
- *--all documentation used by COC or CED and STC during review of the--* subject case
- narrative of the case in chronological order.

E Temporary Covers

If the approved cover cannot be seeded within 12 months of the effective date of CRP-1, a suitable temporary cover shall be seeded according to the conservation plan. C/S for *--temporary cover, if needed, is authorized when COC or CED determines, based on--* recommendation of NRCS or TSP, that the seeding of the approved permanent cover should be delayed.

Note: Temporary cover shall be established at the participant's own expense if C/S was declined by the participant when the offer was submitted.

Viable native or tame grass species that are currently adequately controlling erosion may be adequate temporary cover.

Note: Weeds, crop residue (unless adequate for erosion control), etc. are not acceptable as a temporary cover under any circumstance.

C/S earned shall be computed based on the average cost of carrying out the practice, as *--determined by COC or CED according to Part 15.--*

427 Maintaining Approved Cover

A Practice Maintenance

CRP cover maintenance is the participant's responsibility. Participants shall maintain practices, according to the conservation plan and this paragraph, without additional C/S assistance. The maximum payment rate calculation considers the cost of maintenance, if applicable, for the participant throughout the CRP-1 period.

NRCS or TSP shall work with participants to plan appropriate maintenance practices, such as mowing, spraying, or prescribed burning in a logical and practical manner. All practices necessary for the successful establishment and maintenance of the approved cover shall be included in the conservation plan and agreed to by the participant. Maintenance practices shall meet CRP and participant objectives. NRCS or TSP, in consultation with COC or CED, shall determine when maintenance practices can be rescheduled. For CRP-1's where maintenance was not scheduled, the conservation plan shall be modified to include appropriate maintenance.

Except as provided in paragraph 492, participants shall ensure:

- that adequate approved vegetative cover is maintained to control erosion for the CRP-1 period
 - compliance with State noxious weed laws, if applicable, as determined by the State or local noxious weed commission
- Note:** Neither STC nor COC or CED has the authority to determine whether a CRP participant has failed to comply with State noxious weed laws. Upon a finding of failure to comply with State noxious weed laws, by the appropriate authority, STC and COC shall assess appropriate payment reductions or terminate CRP-1, as applicable, according to paragraph 571 and 4-CP.
- control of other weeds that are not considered noxious, as determined by COC or CED, for CRP-1's entered into after November 28, 1990
 - that undesirable vegetation, weeds (including noxious weeds), insects, rodents, etc., that pose a threat to existing cover or adversely impact other landowners in the area are controlled

427 Maintaining Approved Cover (Continued)

A Practice Maintenance (Continued)

- after an NRCS or TSP final status review or after the CRP participant certifies completion of the practice, all CRP maintenance activity, such as mowing, burning, and spraying, is conducted outside the primary nesting or brood rearing season for wildlife and according to the conservation plan, except that spot treatment of the acreage may be allowed during the primary nesting or brood rearing season if **all** of the following are met:
 - if untreated, the weeds, insects, or undesirable species would adversely impact the approved cover
 - ***--COC or CED, in consultation with NRCS or TSP, determines such activity is needed to maintain the approved cover**

Note: CRP participants shall receive COC or CED approval before beginning ***--** spot treatment of acreage.

- the spot treatment is limited to the affected areas of the field.

Note: For purposes of maintenance activity, CRP participant certification of completing the practice will be considered the end of the maintenance period.

***--**When spot treatment is determined necessary, COC or CED shall approve a method that ***--** results in the least damage to the nesting wildlife and habitat.

Note: Spot treatment includes spot spraying and spot mowing, and is limited to the immediate area of infestation.

Periodic mowing and mowing for cosmetic purposes is prohibited at all times, even if this activity is included in the conservation plan.

Annual mowing of CRP for generic weed control is prohibited.

Note: Beyond the primary nesting season, occasional mowing for control of weeds, insects, or pests is permissible if included in the conservation plan.

427 Maintaining Approved Cover (Continued)**A Practice Maintenance (Continued)**

Participants are responsible for fire management on CRP acreage. Where appropriate, firebreaks shall be:

- included in the contract support document
- installed according to NRCS Firebreak Standard 394.

Barren firebreaks shall only be allowed in high risk areas, such as transportation corridors, rural communities, and adjacent farmsteads. The designated conservationist shall document in the contract support document that there will not be an erosion hazard from the barren firebreak. If erosion becomes a problem, remedial action shall be taken.

B Conservation Practices

Except for Christmas trees and ornamentals, CRP participants may establish other conservation practices, including alternative perennials, without C/S. The establishment of these practices shall be:

- within existing policy to comply with conservation compliance provisions
- at the participant's own expense
- included in the approved conservation plan
- approved by the Conservation District
- *--subject to COC or CED approval.--*

428 Managing Approved Cover

A Required Management

All CRP participants with contracts effective beginning with signup 26 are required to perform at least 1 management activity as part of their approved conservation plan. This management activity shall be designed to ensure plant diversity and wildlife benefits, while ensuring protection of the soil and water resources. Management activities are site specific and are used to enhance the wildlife benefits for the site. Management activities **must** be completed before the end of year 6 for contracts with a 10 year contract length, or before the end of year 9 for contracts with a 15 year contract length. In no case should the 1 required management activity occur during the last 3 years of the CRP contract.

Notes: Additional management activities may occur up to year:

- 8 for 10-year contracts
- 13 for 15-year contracts.

Thinning may be used as a management activity in any year provided no cost-share is paid.

Failure to perform planned management activities can result in contract violation. See paragraph 603 for noncompliance.

NRCS or TSP shall work with participants to plan appropriate management activities, such as, light disking, inter-seeding, tree thinning, and other components applicable to the practice that will create plant diversity for the benefit of wildlife and enhancement of the permanent cover.

The participant may receive up to 50 percent C/S for the management practices. See paragraph 512 and Exhibit 11 for C/S provisions.

B Voluntary Management

For all CRP-1's before signup 26 and CRP-1's modified to include thinning and associated forest management activities, management activities can be voluntarily performed, with C/S, if participants voluntarily request to revise the conservation plan to include management activities with the same terms and conditions as established for the required management activities.

Note: Thinning is considered a voluntary management activity on all CRP-1's for all signups.

428 Managing Approved Cover (Continued)**C Development of Management Activities**

FSA shall establish a management activity development team to develop State specific management requirements that will ensure plant diversity and wildlife benefits, while ensuring protection of the soil and water resources. The team membership shall include, but not limited to, the following:

- NRCS
- FWS
- State fish and game agencies
- State foresters
- other appropriate agencies.

The team **must** develop a list of management activities conforming to provisions of **all** practices as shown in Exhibit 11, that a CRP participant, in consultation with NRCS or TSP, may select for the enhancement of the resource. The specifications **must** include the following for each management activity:

- frequency of management implementation
- time period for management action
- specifications for the management actions.

Note: Management activities, with the exception of customary forest management activities, **must not** be performed during the primary nesting or brood rearing season.

Recommendations shall be presented to the State Technical Committee for review. The State Technical Committee recommendations **must** be provided to FSA STC for consideration and final determination.

D STC Approval

STC, upon recommendation of the State Technical Committee, **must** approve or disapprove management activities for all CRP practices, including CREP, continuous, and FWP, as appropriate. STC does not have authority to exempt practices from required management. STC's **must** submit a request, with justification, to CEPD to exempt any practice from the management activity requirement.

429 Modifying Approved Conservation Plan**A Allowed Modifications**

A modification to an approved conservation plan **must** be in the best interest of CRP. Acceptable modifications are:

- adding or modifying a CRP practice
- changing CRP practices

Notes: CRP practices with lifespan requirements between 15 and 30 years may not be changed to a practice with lifespan requirements of less than 15 years.

General CRP practices may be changed only when the EBI score for the new practice is equal to or greater than the EBI score of the existing practice. See paragraph 401.

Important: When determining whether the EBI score of the new practice or practices is equal to or greater than the EBI score of the original *--practice or practices, COC or CED **must** use the same EBI criteria that was used for the original offer.--*

CP3 and CP3A cannot be changed to CP1 or CP2.

Changing continuous signup practices must meet needed and feasible and address the resource concern.

429 Modifying Approved Conservation Plan (Continued)**A Allowed Modifications (Continued)**

- deleting land from CRP-1, according to paragraph 571
- scheduling reapplication of practice
- reflecting change in ownership
- implementing other noncost-shared conservation measures, if producer agrees to install according to the approved conservation plan on CRP land already seeded to an acceptable cover.

Note: Participants may establish, at their own expense, additional practices that enhance:

- erosion control
- water quality
- wildlife
- other types of cover.

Exception: Participants may be eligible for C/S to establish a permanent water source for wildlife on CP1, CP2, and CP4D.

429 Modifying Approved Conservation Plan (Continued)

B Approving Conservation Plan Modifications

***--The designated conservationist shall consult with the participant and COC or CED before preparing any modification to the conservation plan. COC or CED has final approval of all conservation plan modifications.**

COC or CED shall review and approve conservation plan modifications to ensure that the--* revised plan:

- has been signed and agreed to by:
 - all signatories to CRP-1
 - NRCS or TSP, certifying technical adequacy
 - Conservation District, if modification involves the technical aspect of the conservation plan
- includes:
 - all of the eligible acres offered for CRP
 - required maintenance for weed, insect, and pest control for the life of CRP-1
 - required management activities for each practice, as applicable
 - only practices requested on CRP-1, or otherwise required in subparagraph A
 - C/S for eligible practices only

Note: See subparagraph C.

- application rates, such as the amount of seed, lime, and fertilizer, that are consistent with practice specifications.

Note: Any other changes may void CRP-1.

***--COC or CED shall reject the revised plan if these requirements have not been--* satisfied.**

429 Modifying Approved Conservation Plan (Continued)

B Approving Conservation Plan Modifications (Continued)

NRCS or TSP shall revise conservation plans using any of the NRCS-approved planning forms, or when appropriate, by making pen and ink changes to:

- add, modify, or delete items
- substitute 1 practice for another to solve conservation problems
- delete land
- schedule seeding or installing of a practice
- extend CRP-1 period
- change ownership of the land
- change in the extent of performance.

Revisions to the contract support document are not needed when:

- changes take place in estimated costs
- practice installation is accomplished ahead of schedule or is delayed.

Note: Dates should be included in the conservation plan and approved NRCS forms.

*--NRCS or TSP shall notify FSA of these changes. If practice is delayed, COC or CED approval for an extension of time is required.

C C/S for Changing Practices

COC or CED shall **not** approve C/S to change or add practices unless **all** of the following--* are met:

- C/S was not previously paid for the establishment of a permanent cover
- the participants have **not** started the revised practice **before** approval of the change
- the new practice is otherwise eligible for C/S according to Exhibit 11
- the change is an acceptable modification according to subparagraph A
- the conservation plan is modified to indicate the new practice or practices.

429 Modifying Approved Conservation Plan (Continued)

C C/S for Changing Practices (Continued)

***--Exception:** COC or CED may approve C/S up to 50 percent of the eligible cost to--* change CP1, CP2, or CP10 to CP25 only if **all** of the following requirements are met:

- the change of practices is requested, in writing, within 3 years of CRP-1 effective date
- the participants have **not** started the practice **before** approval of the change
- the practice and approved cover type, such as grasses, legumes, forbs, trees, other vegetative cover, and water:
 - are adaptable and suitable for the site and purpose of the practice
 - will **not** result in an excessive cost to establish, such as using nursery stock or exotic species
- the conservation plan is modified to indicate the new practice.

Important: The change in practices shall not change the CRP-1 length.

429 Modifying Approved Conservation Plan (Continued)

D C/S Not Allowed

*--COC or CED shall **not** approve C/S for:--*

- plastic mulch or supplemental irrigation water, except where CP5, CP5A, CP16, CP16A, CP17, CP17A, CP22, and CP25 (only if devoted to trees) will be established in areas where the average annual precipitation is 25 inches or less
- practices tailored to specifically enhance or change the commercial production of the land
- purchasing or establishing species of grasses, legumes, forbs, trees, or other vegetative cover that are not adaptable to the area.

430 Liability to Federal Government

A Personal Liability

As determined by CCC, the person with whom costs are shared is responsible to the Federal Government for any losses the Federal Government sustains because of either of the following:

- the person infringes on the rights of others
- the person does not comply with applicable laws or regulations.

431 Basic Requirements for Maintaining Easements**A Basic Requirements**

CRP useful life easements **must** be maintained until easement expiration, which may be after CRP-1 expiration. If the participant fails to comply with easement provisions, including providing access to the easement area and establishing and maintaining the easement practice, COC or CED may:

- enter the property to perform necessary work
- seek specific performance
- seek any other legal action as provided by law.

Note: COC or CED shall seek prior approval of STC. STC shall seek RA concurrence before approving COC request.

B Limited Grazing

Limited grazing of the easement area may be allowed between CRP-1 expiration and easement expiration if grazing occurs after the producer harvests crops of the surrounding field, if this grazing is incidental.

432 Removing Easement**A Easement Expiration**

County Offices shall compute date of easement expiration by adding the applicable number of additional easement years to the date the easement documents are filed.

Example: CRP-1 number 10 is a program year 1992 13-year contract for practice CP13B, which requires a 30-year easement. The easement documents were filed at the land records office on August 30, 1991. Although CRP-1 expires September 30, 2004, the easement will expire at 12 noon on August 30, 2021.

The landowner is responsible for removing the easement from the deed after the easement *--expires and written approval has been obtained from COC or CED. COC or CED shall--* **not** incur any expenses for removing the easement.

Note: Cropland shall be reclassified after CRP-1 expiration, which may be before easement expiration, according to 3-CM.

Landowners shall be notified that CRP-1 expiration does not terminate the easement on the land under CRP-1.

B Effect of CRP-1 Termination

Landowners shall be notified that CRP-1 termination does not terminate the easement on the land under CRP-1.

Reductions in payment assessed producers on CRP-1's containing easements shall be handled in the same manner as CRP-1's without easements, according to paragraph 571.

C Sale of Land Under Easement

The easement deed is not required to be refiled if the land under easement is sold, regardless of whether the new owner succeeds to CRP-1.

433-460 (Reserved)

Part 14 CRP Funds

461 Maximum Annual Non-C/S Payments

A Guidelines

The maximum annual non-C/S payment that an eligible “person” according to 1-PL or person or legal entity according to 4-PL, can receive under CRP is \$50,000 per FY. This is a separate payment limitation applying only to CRP non-C/S payments. See Exhibit 31.

This limitation does not apply to a State, political subdivision, or agency approved under a special enhancement program. Annual rental payments made to a State under a State CRP enhancement agreement shall be credited against the payment limitation of the producer who entered into the State CRP enhancement agreement with the State.

Important: State CRP enhancement agreements are **not** CREP agreements.

The Finality Rule does not apply to CRP annual rental or incentive payments. See paragraph 465.

B Calculating Maximum Annual Payment Limitation

The formula to calculate the \$50,000 per person according to 1-PL or person or legal entity according to 4-PL, FY maximum annual payment limitation is:

(Annual rental payments) + (CRP-SIP's) + (PIP's) + (CP23 one-time WRI payments for CRP-1's approved before November 3, 2008).

Important: All incentive payments made by CCC under a CREP agreement shall be included when calculating the FY annual payment limitation. States with approved CREP agreements shall provide procedure for calculating applicable incentive payments and ensuring the FY annual payment limitation is not exceeded.

461 Maximum Annual Non-C/S Payments (Continued)

C Participants Exceeding the Maximum Payment Limitation

If the applicable payments (annual rental payment, CRP-SIP, PIP, CP23 one-time WRI payment, and any applicable CREP incentive payment) will cause the maximum payment limitation to be exceeded, the applicable payments shall be reduced by the applicable amount.

Because CRP-SIP, PIP, and CP23 one-time WRI payment are all one-time payments, if the participant's CRP-SIP, PIP, and/or CP23 one-time WRI payment will result in the participant exceeding the \$50,000 FY annual payment limitation:

- *--COC or CED shall reduce the applicable payment--*
- the amount exceeding the payment limitation shall never be paid.

Example: Jane Doe received 3 annual rental payments on October 7, 2003, totaling \$48,500. On July 10, 2004, Mrs. Doe enrolled more land and was eligible to receive a CRP-SIP in the amount of \$2,000. The annual rental payments plus the CRP-SIP total \$50,500. Because the total payments exceed the maximum payment limitation (\$50,000), the CRP-SIP shall be reduced by \$500 (\$50,500 - \$50,000). The \$500 of the CRP-SIP not paid in FY 2004 shall never be paid.

If a participant's CRP annual rental payments **only** (not including CRP-SIP, PIP, and/or CP23 one-time WRI payment) will exceed the \$50,000 per FY payment limitation, COC shall:

- reduce the annual contract payment entry on CRP-1
- enter the payment reduction amount in the automated system according to 1-CRP. See Exhibit 31 for examples.

461 Maximum Annual Non-C/S Payments (Continued)

C Participants Exceeding the Maximum Payment Limitation (Continued)

--COC or CED may have to modify the reduced amount during the term of CRP-1-- depending on other CRP-1's in which the participant has an interest.

Example: Mike Jones has an interest in CRP-1 number 10 and receives \$40,000 annual rental payment from that CRP-1. Mr. Jones enrolls 300 acres at \$50 per acre with 100 percent share ($300 \times \$50 = \$15,000$) on CRP-1 number 58 with an effective date of October 1, 2003. CRP-1 number 10 is scheduled to expire September 30, 2003.

--Because of the \$50,000 FY payment limitation, COC or CED shall reduce-- Mr. Jones' annual rental payment for CRP-1 number 58 by \$5,000. The \$5,000 that was not paid shall never be paid. However, Mr. Jones may receive the full \$15,000 for CRP-1 number 58 when CRP-1 number 10 expires, provided all other eligibility requirements are met.

*--**Note:** COC or CED shall not change CRP-1's that are reduced because of original CRP-1--* payment limitation provisions. See Exhibit 31.

If a participant's CRP annual rental payment will exceed the \$50,000 per FY payment limitation only because of a CRP-SIP, PIP, and/or CP23 one-time WRI payment was issued **before** the annual rental payment in the same FY:

- *--COC or CED shall reduce the applicable annual rental payments--*
- the amount exceeding the payment limitation shall never be paid
- County Office shall not enter the payment reduction in System 36 as a permanent reduction.

Example: Judy Jackson received a CRP-SIP of \$2,000 on October 2, 2003. Mrs. Jackson has an interest in 3 CRP-1's with annual rental payments totaling \$49,000. The County Office will be making FY 2004 CRP annual rental payments on October 6, 2003. The CRP-SIP plus the annual rental payments total \$51,000. Because the total payments exceed the maximum payment limitation (\$50,000), the applicable annual payment shall be reduced by \$1,000 ($\$51,000 - \$50,000$). The \$1,000 of annual rental payment not paid in FY 2004 shall never be paid. Provided all other eligibility requirements are met, Mrs. Jackson will receive the full \$49,000 in annual rental payments for the 3 CRP-1's after October 1, 2004.

Note: Do not enter the payment reduction in System 36 as a permanent reduction if the annual rental payment will be reduced only 1 time.

461 Maximum Annual Non-C/S Payments (Continued)**D Successor-in-Interest CRP-1's**

Following are ways payment limitation provisions apply when CRP-1 is revised because of successor-in-interest.

- CRP-1 amount cannot exceed the uncircled entry of the original CRP-1 for CRP-1's before signup 15
- The annual payment entry on CRP-1 shall be reduced if the maximum payment limitation will be exceeded
- Circled entries on a nonoriginal CRP-1 can be increased to the amount of the original CRP-1.

Note: CRP payments may continue to heirs of owners according to 1-PL.
See paragraph 555 for succession-in-interest provisions.

E Multi-County Producers

See 1-PL or 4-PL, as applicable, to control CRP payments for participants who have farming interest in more than 1 county.

463 Dividing Payments Among Participants for Successor-in-Interest CRP-1's

A CRP Rental Payments

Earned CRP annual rental payments **shall** be paid according to the division of shares agreed to by the participants on CRP-1. * * *

* * *

B Dividing CRP Payments Among Predecessor and Successor Participants

Annual rental payments shall be divided between predecessors and eligible successors as agreed to among the participants if both of the following are met:

- COC determines there is no scheme and device to defeat or circumvent the purpose of any program provision, including payment limitation and permitted entity provisions
- eligible successors-in-interest sign a revised CRP-1 within 60 calendar days of *--notification by COC or CED.--*

If there is no agreement among predecessors and eligible successors, annual rental payments shall be divided based on the earlier of the date the:

- deed is recorded on the land records
- successor acquired right of occupancy, through foreclosure proceedings, of the land under CRP-1.

Note: This provision only applies to land acquired through foreclosure proceedings. See paragraph 555 for succession-in-interest provisions.

463 Dividing Payments Among Participants for Successor-in-Interest CRP-1's (Continued)**B CRP Rental Payments for Succession-in-Interest (Continued)**

CRP participants shall be responsible for either:

- refunding any payments that may become due if CRP-1 is not assumed
- ensuring that the successor-in-interest agrees to and signs, if applicable, the version of CRP-1 Appendix in effect when the preceding CRP-1 was signed.

If acreage under CRP-1 is sold to a successor and the successor sells the acreage before the County Office becomes aware of the initial sale, the newest owner may be allowed to succeed to CRP-1.

Note: If the original owner received payments earned after the sale of the land, refunds of that amount, plus interest, shall be collected from the original owner. Issue applicable payments to new owner.

If a successor terminates CRP-1 and the predecessor has earned part of the annual rental payment, the successor shall be responsible for refunds, including the amount earned by the predecessor.

Note: Ensure that the payment is issued to the predecessor even though CRP-1 is terminated. No interest will be paid.

When dividing CRP annual rental payments between previous owners and new owners, select all participants for special payment processing according to 1-CRP, paragraph 355.

464 Recording Payments

A Forms to Use

Record payments according to the following.

Form	Payment
AD-245	Record C/S payments.
FSA-695	Record annual rental payments. <ul style="list-style-type: none"> • See Exhibit 36. • File FSA-695 according to 25-AS. <p>Note: Using FSA-695 is optional.</p>

See 1-FI for signature, mailing, and filing requirements for Disbursement Transaction Statements.

465 Refunds, Offsets, and Assignments

A Preparing Payments

Use the following handbooks and procedures to process refunds, offsets, assignments, and joint payments:

- for refunds, see 3-FI
- for offsets, see 1-FI and 6-FI
- *--for receivables, see 64-FI--*
- for claims, see 58-FI and 64-FI
- for assignments:
 - prepare CCC-36 according to 63-FI
 - assign only cash payments
- for joint payments, prepare CCC-37 according to 63-FI.

B Finality Rule

The Finality Rule does **not** apply to any of the following CRP payments:

- annual rental payments
- CRP-SIP's
- PIP's
- CP23 and CP23A one-time incentive payments for CRP-1's approved before November 3, 2008.

C Assigning CRP Cash Payments

CRP cash payments may be assigned to secure or pay pre-existing debts.

Prepare CCC-36 and determine priority for honoring assignments according to 63-FI.

491 General C/S Policy (Continued)

D C/S Not Authorized (Continued)

Example: Expiring CRP-1 with practice CP8A is re-offered as practice CP8A. A site visit reveals CRP-1 is in compliance according to contractual requirements. NRCS or TSP noted that normal degradation has occurred that requires grading and shaping and subsequent re-seeding to meet current CP8A *--standards with a total estimated cost of \$2,000. COC or CED may approve--* CRP-1 and 50 percent eligible C/S of approximately \$1,000 according to procedure.

Example: Producer re-offers expiring acreage as a continuous signup practice. The practice is in compliance and is determined as meeting current practice standards. The producer requests to revise the conservation plan and add a 5 species seeding mix as an interseeding or re-seeding to provide enhanced *--wildlife habitat benefits. COC or CED may approve CRP-1 and conservation plan; however, since the existing practice and vegetative cover meets procedural standards, COC or CED shall **not** approve CRP-1 that includes--* C/S.

492 C/S for Post-Emergence Weed and Insect Control**A Authorizing C/S**

C/S may be authorized for 1 weed and/or insect control application if:

- *--COC or CED determines it is necessary for successful establishment of the cover and--* it is included as part of the approved conservation plan

- it is applied within the first 12 months after planting or seeding the cover

Exception: See subparagraph B.

- it will not disturb the cover during the primary nesting or brood rearing season.

Note: This is in addition to any application that may have been applied when the cover was initially installed.

B Exceptions to Establishment Period for CRP-1's

Participants who plant **CP3, CP3A, CP4B, CP4D, CP5A, CP16A, CP17A, CP22, CP23, CP25, CP27, or CP28** devoted to tree plantings, on acres offered may receive C/S:

- for 1 weed and/or insect control application
- within 24 months after the planting
- if:

- *--COC or CED determines it is necessary for successful establishment of the cover--*
- it was included as part of the approved conservation plan
- it will not disturb the cover during the primary nesting or brood rearing season.

Example 1: Producer planted 10 acres of CP3, Tree Planting. The conservation plan required a chemical site preparation, pre-application herbicide, and a post-emergence weed control to be applied within 12 months of planting. C/S for the post-emergence weed control is eligible.

Example 2: Producer planted 10 acres of CP3, Tree Planting. The conservation plan required a chemical site preparation, pre-application herbicide, and a post-emergence weed control to be applied within 12 months of planting. C/S for the post-emergence weed control is eligible. Eighteen months after planting, NRCS or TSP recommended an additional post-emergence weed control be performed. The additional weed control measures are not eligible for C/S since the producer has received C/S for a post-emergence weed control. The additional weed control measure is considered maintenance.

493 C/S for Establishing Approved Cover**A When to Start CRP Practice**

Producers shall be advised that:

- approved CRP practices may be started:
 - after submitting the offer to the County Office
 - when notified that CRP-1 has been approved
- starting a practice before final approval of CRP-1 is at the producer's own risk
- where practical State-certified seed shall be used for CRP

Note: However, common seeds, especially for natives, may be used when certified seed is **not** available.

- C/S payments are ineligible if:
 - offer is not accepted
 - designated acres are ineligible
 - practice does not meet specifications
 - practice is not included in the approved conservation plan.

Note: See paragraph 429 for C/S when modifying approved conservation plan.

B C/S for Re-Establishment

If the practice failed because of a natural disaster or through no fault of the participants, COC shall evaluate the site to determine both of the following:

- the purpose of the practice is being met
- remaining cover provides the same environmental benefits as the original cover, which includes:
 - water quality benefits
 - wildlife habitat benefits
 - erosion control.

If both criteria are met, COC shall not authorize C/S for re-establishment.

493 C/S for Establishing Approved Cover (Continued)**B C/S for Re-Establishment (Continued)**

If both criteria are not being met, COC shall determine whether the cost of restoring the approved cover outweighs the benefits that would be received from the restoration. COC's shall, at a minimum, consider all of the following:

- cost of restoring cover
- length of time needed to restore the cover
- benefits received from restored cover
- years remaining before CRP-1 expires
- type of cover to be restored.

If the cost of restoring the approved cover outweighs the benefits that would be received from the restoration, COC shall terminate CRP-1. See paragraph 571.

If the benefits that would be received from the restoration outweighs the cost of restoring the approved cover, COC shall authorize eligible C/S for:

- re-establishing the approved cover
- temporary cover, if needed
- dead litter crop, if needed.

Note: For land devoted to CP3 or CP3A for which the participant received C/S or an easement practice, additional C/S shall be authorized.

C C/S for Dry Litter Crops

CRP participants may receive C/S for dry litter crops needed to establish vegetative cover if the crops are:

- **not** grazed or harvested
- ***--included in practice specifications developed by COC or CED--***
- included in the approved conservation plan.

494 Establishing C/S Rates**A Eligible Items**

Items eligible to establish C/S rates include the cost of any direct and significant factors necessary to perform the practice, such as:

- equipment
- new or used materials
- services
- labor
- sales tax.

B Estimated Costs

Estimated costs of eligible items may be based on:

- *--STC, COC, or CED, as applicable, knowledge and judgment of anticipated costs--*
 - current cost data from:
 - application for payment
 - vendor and dealer cost quotations or advertised prices
 - estimates from COC, NRCS, FS, and other agencies
- Note:** Keep copy of estimates.
- other available sources.

494 Establishing C/S Rates (Continued)**C Ineligible Items**

The cost of the following items are ineligible for establishing C/S rates:

- engineering charges, consultant fees, permit fees, or archeological surveys
- Note:** Archeological surveys will be paid for by CCC according to 1-EQ.
- providing land
 - other C/S payments
 - right to use water
 - incentives
 - power sources, including but not limited to electrical or solar fence charges and obtaining utility service generator
 - portable equipment
 - donated material
 - meeting supplemental requirements, such as abstaining from harvesting
 - loss of or reduction in revenue from the land
 - cost of pumps and pumping accessories, except for permanently installed pumps that are needed as an integral part of the practice.

Note: One or more of these items may be required to make the practice serve its purpose, but these items may not be used to establish C/S rates.

D Arbitrary Holddowns

--STC, COC, and CED shall ensure that arbitrary holddowns are not used when establishing-- C/S rates and limitations.

497 County Program and C/S Policy (Continued)

C STC Approval

STC, or designee, shall ensure that the requirements, specifications, and C/S rates established by COC are consistent across county boundaries before approval.

STC shall ensure that **all** C/S rates established by COC are consistent across district and State boundaries.

Important: STC shall **not** delegate this responsibility.

D Establishing Flat C/S Rates

Flat C/S rates established by COC shall apply to the entire county. Variations of flat C/S rates within a county are not authorized.

Express flat C/S rates as follows:

- \$ ____ per acre
- other unit of measure, such as cubic yard, linear foot, ton, or pound.

Note: Base flat rates or limitations on documented average costs. Do not use arbitrary holddowns. Use percent of cost levels only if there is no data or there is considerable variation in actual cost of practices across the county.

E Supporting Data for Flat C/S Rates

COC shall:

- use existing FSA and NRCS average cost lists as supporting data to establish flat C/S rates
- if average C/S rates are not established, base flat rates on current data from:
 - NASS
 - *--NIFA through the State Extension service--*
 - applications for payment
 - quotations from dealers or contractors
 - other available sources.

497 County Program and C/S Policy (Continued)

E Supporting Data for Flat C/S Rates (Continued)

File the cost data used to establish flat rates with the County eligibility status list.

Note: Supporting evidence and proof of payment for completed practices paid on a flat rate method are not required to be maintained by the producer for 1 year.

F Adjusting Previously Established Flat C/S Rates and Documentation

COC's shall **not** increase or reduce flat C/S rates or limitations based on isolated changes in costs during the FY.

If the average cost of performance:

- changes substantially during FY, COC's shall revise the rate
- decreases so the rate is materially greater than the established State or National level, COC's shall reduce the rate.

COC's shall:

- document the reason or basis for any changes to C/S rates in COC minutes
- amend county CRP C/S data indicating the revised rates.

C/S earned shall be computed based on the average cost of carrying out the practice, as determined by COC using rates in effect when C/S is approved on AD-245.

Exception: When the average cost of performance changes substantially for reasons *--beyond the producer's control, COC or CED may compute C/S based on--* the average cost of carrying out the practice using the rates in effect when the practice is performed. These exceptions shall be documented in COC minutes.

Note: AD-245, page 2, shall not be approved until CRP-1 is approved.

497 County Program and C/S Policy (Continued)

G Percentage-of-Cost Not to Exceed C/S Rates

COC may use percentage-of-cost not to exceed \$ ____ per unit of measure C/S rates if either of the following applies:

- there is no available cost data
- there is a considerable variation in the actual cost of performing a practice.

Express percentage-of-cost C/S rates as “____ percent of cost, not to exceed \$ ____ per unit of measure”. Base the limitation on the average cost of performing the unit of measure.

File the cost data used to establish percent-of-cost not to exceed \$____ per unit of measure rates with the County eligibility status list.

--COC or CED shall inform the producer that supporting evidence and proof of payment for-- completed practices paid on a percent of cost not to exceed method **must** be:

- maintained for 1 year after the end of FY in which the practice is completed
- presented within 30 calendar days to the County Office if selected for spot check.

497 County Program and C/S Policy (Continued)

H Percent-of-Cost C/S Rates

COC may use percent-of-cost C/S rates if either of the following applies:

- there is no available data
- there is a considerable variation in the actual cost of performing a practice.

Express percent-of-cost C/S rates as “_____ percent-of-cost per unit of measure”.

File the cost data used to establish percent-of-cost rates with the County Office eligibility status list.

--COC or CED shall inform the producer that supporting evidence or proof of payment for-- completed practices paid on a percent-of-cost method **must** be:

- maintained for 1 year after the end of FY in which the practice is completed
- presented within 30 calendar days to the County Office if selected for spot check.

497 County Program and C/S Policy (Continued)**I Acceptable Evidence**

--COC or CED shall obtain evidence to determine proper payment to eligible participants.--
This may include, but is not limited to:

- invoices
- canceled checks
- receipts
- analysis tags
- other acceptable evidence to determine payment.

Note: Evidence **must** be obtained regardless of whether flat rates or percent-of-cost method was used to determine the C/S payment.

See paragraph:

- 519 for making C/S payments
- 513 for supporting evidence.

J Spot Check of Support Data and Proof of Payment

--COC or CED shall randomly spot-check a minimum of 5 percent of the participants-- whose C/S payments for completed practices were made in the previous FY and whose payments, in total or in part, were determined by the percent of cost method. C/S payments computed solely on a flat-rate basis shall not be subject to this provision.

498 Amending County CRP Practices

A Changes in Practices

--For county CRP changes, COC or CED shall:--

- develop County CRP amendments
- submit the amendments to STC for review and approval.

--NRCS, NIFA, through the State Extension service, and FS, through the State Forestry-- agency, **must** approve technical changes.

Send questionable cases to STC. STC shall contact other agencies to help resolve the issue.

B Effective Date of Changes

A CRP amendment that changes C/S rates or specifications shall specify the effective date, which shall not be retroactive.

Exception: When the average cost of performance changes substantially for reasons *--beyond the producer's control, COC or CED may compute C/S based on--* the average cost of carrying out the practice using the rates in effect when the practice is performed. These exceptions shall be documented in COC minutes.

Rates and specifications in effect before an amendment's effective date shall remain in effect for C/S approvals issued before that date.

Use the revised rates and specifications for all approvals issued on or after the amendment's effective date.

499 Issuing and Processing AD-245's and AD-862's

A Approval

When CRP-1 is approved, the practices scheduled on the approved conservation plan are automatically approved.

--By approving CRP-1, COC or CED is committing funds for completing the practices.--

B Issuing AD-245

Process initial AD-245 for all practices, C/S, non-C/S, and management activities, immediately after approving CRP-1.

Issue AD-245, page 2 for **all** practices on CRP-1 immediately after receiving AD-862 information from NRCS or TSP. See paragraphs 500 and 501.

AD-245 and AD-862 shall serve as a:

- reminder of approval
- report of performance
- claim for payment.

C Processing Instruction

Process AD-245 according to 1-CONSV.

Note: AD-245, page 2, shall not be approved before CRP-1 is approved.

500 Completing and Referring AD-862

A Implementing Procedure

After approving CRP-1's, the applicable agency shall complete the following steps.

Step	Action
1	FSA enters information and prints AD-862 according to 1-CONSV.
2	FSA refers AD-862 to NRCS or TSP according to paragraph 508 and 1-CONSV. Include all practices for CRP-1. *-- Example: CP2 and CP12.--*
3	Applicable technical agency completes required AD-862 information and returns to FSA.
4	FSA completes AD-862 according to 1-CONSV.

Note: Manual AD-862's are not authorized.

501 Notifying Applicant of C/S Approval

A Notifying Producers

Notify the producer of the practice extent and approved C/S according to 1-CONSV, paragraph 165.

Note: AD-245, page 1 may be printed and maintained on file. If AD-245, page 1 is printed, County Offices may request the producer's signature; however, the producer's signature is not required.

502 Extending Time to Complete Practices**A Extension of Time**

--COC or CED may extend the time to complete a practice, not to exceed 12 months after the completion date in the approved conservation plan, if the extension is requested before the practice approval expires. See paragraph 426 for COC or CED authority for extensions of-- time to complete a practice.

B Expiration Notice

Prepare a computer-generated List of AD-245's Expiring in 30 Days every 30 calendar days to keep track of approvals that need to be completed within a 30-day period.

Mail all participants on the list an expiration notice.

Note: See 1-CONSV, paragraphs 292 and 328.

C Justifying Extensions

An extension of time may be based on NRCS' or TSP's advice that the practice is being or will be performed in a timely manner.

--COC or CED shall limit the extension to the minimum time necessary to complete the-- practice.

D Documenting Extensions in COC Minutes

Document extensions of time individually in COC minutes and, at a minimum, include the following:

- producer or agent
- FSN or control number
- practice
- reason for extension.

E Notification of Extension

--COC or CED shall notify the producer in writing whether an extension has been authorized. If an extension is authorized, COC or CED shall also notify the producer of the new-- practice expiration date.

503 Canceling Approvals**A Canceling Approved AD-245**

Cancel an approved AD-245 when the performance report is not filed by the expiration date.

--When AD-245 is canceled, COC or CED shall:--

- notify NRCS or TSP
- document the action taken on AD-245
- notify the participant of the action taken, including possible termination of CRP-1

Note: Failure to complete the practice shall result in termination of CRP-1.

- document the cancellation in COC minutes.

B Suspending Cancellation

If a performance report on AD-245, page 2, is not filed timely, cancellation may be suspended if the County Office is aware that the practice was performed in a timely manner.

- Certification of performance on AD-862 and personal knowledge of a committee member or County Office employee are acceptable reasons for suspending cancellations.
- Take immediate action to obtain the performance report.

Note: If the performance report from the producer is not obtained within 30 calendar days, cancel the approval.

504 Reinstating Canceled Approvals

A Conditions to Reinstatement Canceled Approvals

*--COC or CED may reinstate a canceled practice approval when **all** of these conditions apply:

- the participant requests reinstatement
- the practice was started before cancellation
- the practice was or will be completed within a time prescribed by COC or CED.--*

Important: Replacement AD-245 and AD-862 will need to be created in the automated system, because once canceled, they cannot be reinstated for long-term programs.

505 Filing Performance Reports

A Who May File

Any eligible “person” according to 1-PL or person or legal entity according to 4-PL who paid a part of the cost of a completed practice and is signatory on CRP-1, may sign and date the performance report. See 1-CM for provisions applying to minors and dead, missing, or incompetent persons.

B Performance Reports

To be eligible for C/S payments, “persons” according to 1-PL or person or legal entity according to 4-PL who perform approved practices **must** report performance on AD-245, page 2, and provide any required supporting data by the practice completion date.

If the practice or component is not completed, the producer shall not sign AD-245, page 2. County Offices shall date stamp reports when received.

506 Reporting Dates for Performance

A Final Date to Report Performance

Performance **must** be reported on or before the expiration date or by the authorized extension *--date granted by COC or CED. See paragraph 502.--*

B Filing in Timely Manner

AD-245, page 2, is filed in a timely manner when it is delivered to the County Office or is postmarked on or before the expiration date.

C Not Filing in Timely Manner

For reports not filed in a timely manner enter either of the following on AD-245, page 2:

- date received and initial the entry
- postmarked date and initial the entry.

Cancel AD-245 and notify the participant with appeal rights.

Note: A replacement AD-245 shall be created for AD-245 that was canceled because the performance report was not filed in a timely manner, if provisions in paragraph 503 are satisfied.

507 Reporting Practice Completion**A Reporting Completion**

On AD-245, page 2, participants shall:

- report completion of practice by entering “Yes” in column G
- complete “Instructions to Participant”, item X.

Notes: See 1-CONSV, Exhibit 4.

Participants shall not complete “Instructions to Participant”, item Y if multiple persons shared in the cost of the practice. See subparagraph B.

County Offices shall not process AD-245 until all information is submitted.

On, AD-862, for practice performance not certified by NRCS, FS, or TSP, producers shall self-certify practice performance.

County Offices shall determine that the practice meets needs and feasibility based on the approved conservation plan developed by NCRS or TSP and approved by the conservation district.

B Multiple Contributors

If multiple persons shared in the cost of the practice, the participant shall include on AD-245 or attachment a list of names of all persons who shared in the cost of the practice and the extent of their contributions. The list shall include all ineligible persons, State, or Federal agencies.

A “person” who is fully compensated or reimbursed for materials, equipment, services, or labor is not a contributor.

--COC or CED may consider all available information to determine the eligibility of other-- contributors.

If more than 1 person contributed to a practice, determine whether:

- all contributors qualify as separate “persons” according to 1-PL or person or legal entity according to 4-PL or should be considered 1 “person” according to 1-PL or a person or legal entity according to 4-PL
- each eligible contributor is eligible to receive C/S.

510 Eligible Items for Computing C/S**A Eligible Costs**

Review all applicable costs for labor, material, equipment used, sales tax, and value of used material to determine the total eligible cost of the practice.

Expenses for personal labor and personal equipment should be less than that charged by contractors who are entitled to make a profit for their efforts.

B Ineligible Costs

Ineligible costs for computing C/S earned include:

- pumps and pumping accessories

Exception: Permanently installed pumps that are required as an integral part of water facilities constructed outside of a riparian buffer or filterstrip.

- dry wells
- engineering charges or permit fees
- consultant's fees
- providing land or the right to use land or water
- meeting supplemental requirements, such as abstaining from harvesting
- loss or reduction in revenue from the land
- rent or other costs of using land
- shipping
- fence chargers.

511 C/S Policy for Water Development and Water Facilities

A C/S Amounts

Exhibit 11 provides that certain components for practices CP21, CP22, CP29, and CP30 are eligible for C/S. The following limitations for C/S eligibility apply:

- C/S for the total of all water developments per contract shall not exceed \$3,600
- C/S for the total of all water facilities per contract shall not exceed \$2,400
- C/S for the total of all pipelines shall not exceed \$2,400
- C/S per foot of fencing shall not exceed the STC- or COC-established cost for a 4-strand barbed wire fence.

Important: C/S is available for the lowest cost option that provides a dependable water source needed to address the resource concerns.

Multiple offers and multiple contracts to avoid C/S limitations are **not** authorized.

Example: A producer would like to install 3 water tanks, including applicable gravel apron and fencing. Each tank, including gravel apron, and fencing cost is estimated to cost \$1,500 each. Because the maximum of \$2,400 is eligible for C/S, the producer could receive a maximum payment of \$2,400. To avoid the C/S limitation, the producer submits 2 separate offers on a portion of the acreage.

*--COC's or CED's shall **not** approve multiple CRP contracts for the same tract if COC--* determines the multiple contracts are to avoid the C/S limitation.

B Water Developments

Water developments are any of the following:

- spring
- dug, bored, or drilled well
- pond.

511 C/S Policy for Water Development and Water Facilities (Continued)

B Water Developments (Continued)

Producers may receive C/S if all of the following are met:

- total C/S for all water developments on a contract shall not exceed \$3,600 per contract
- technical authority (NRCS, FS, TSP) determines, based on the specific site conditions, that a water development is needed to provide water for livestock
- livestock currently graze or normally graze (crop residue) the marginal pastureland or cropland acreage located adjacent to the acreage enrolled in CRP as a filter strip or riparian buffer
- water development is installed according to the NRCS FOTG standard and this handbook

Note: More than 1 water development per contract may be allowed, if needed, to provide the water for livestock, and no other technically feasible and economically viable alternatives for water are available.

- water development is the lowest cost option that provides a dependable water source.

Examples: NRCS or TSP determines, based on the site conditions, that the producer could construct a \$3,400 spring or a \$2,400 drilled well. Both options would provide dependable water and would address the resource concerns. The \$2,400 drilled well **must** be selected.

A steep pasture is bisected by a stream. The steep topography and rocky site condition prohibit the crossing of the stream by a pipeline. Two spring developments may be permitted because it is the lowest cost option to provide a dependable water source. The maximum C/S for both springs may not exceed \$3,600 for the contract.

511 C/S Policy for Water Development and Water Facilities (Continued)

C Water Development Distance From Filter Strip or Riparian Buffer

Water developments may be approved for C/S for CRP if the water development distance from the filter strip or riparian buffer contract acres are either of the following:

- *--up to 750 feet from the outer edge of the filter strip or riparian buffer based on COC or CED approval--*
- up to 1,500 feet from the outer edge of the filter strip or riparian buffer based on STC approval.

Note: Water developments in excess of 1,500 feet from the outer edge of the filter strip or riparian buffer **must** be submitted to CEPD for approval. See subparagraph J.

D Water Facilities

Water facilities are any of the following:

- trough
- tank
- fencing, included around the tank or trough
- hydrants and other necessary piping, excluding pipeline to convey water to the watering facility.

Producers may receive C/S for water facilities if all of the following are met:

- total C/S payments for water facilities do not exceed \$2,400 per CRP contract
- technical authority (NRCS, FS, TSP) determines, based on the specific site conditions, that water facilities are needed to provide water for livestock

511 C/S Policy for Water Development and Water Facilities (Continued)

D Water Facilities (Continued)

- livestock currently graze or normally graze (crop residue) the marginal pastureland or cropland acreage located adjacent to the acreage enrolled in CRP as a filter strip or riparian buffer
- water facilities are installed according to the NRCS FOTG standard and this handbook.

Note: More than 1 water facility per contract may be allowed, if needed, to address the resource concern, and no other technically feasible and economically viable alternatives for water are available.

Important: C/S is available to provide the lowest cost option that provides a dependable water facility needed to address the resource concerns.

Example: A producer could choose to install 3 water tanks, gravel aprons, and fencing. Each tank, gravel apron, and fencing costs \$1,500 each. The total eligible costs are \$4,500. Because a maximum of \$2,400 is eligible for C/S, the producer could receive a maximum payment of \$2,400.

E Water Facility Distance From Filter Strip or Riparian Buffer

Water facilities may be approved for C/S for CRP if the water development distance from the filter strip or riparian buffer contract acres are either of the following:

- less than 750 feet from the outer edge of the filter strip or riparian buffer based on COC *--or CED approval--*
- less than 1,500 feet from the outer edge of the filter strip or riparian buffer based on STC approval.

Note: Water facilities in excess of 1,500 feet from the outer edge of the filter strip or riparian buffer **must** be submitted to CEPD for approval. See subparagraph J.

511 C/S Policy for Water Development and Water Facilities (Continued)

F Pipelines

Installing pipelines to convey water to water facilities is eligible for C/S if all of the following are met:

- total C/S for the pipeline does not exceed \$2,400 per CRP contract
- livestock currently graze or normally graze (crop residue) the marginal pastureland or cropland where the filter strip or riparian buffer is located
- pipeline is installed according to the NRCS FOTG standard and this handbook
- *--COC's or CED's may approve contracts with pipelines less than 750 feet from the--* outer edge of the filter strip or riparian buffer
- STC may approve pipelines less than 1,500 feet from the outer edge of the filter strip or riparian buffer.

G Fencing

C/S is available for installing fencing if the following are met:

- fencing is necessary to prohibit livestock access to the CRP acres devoted to filter strips or riparian buffers
- fencing is installed parallel and adjacent to the CRP acreage

Note: For extraordinary cases, if the existing size and width requirements for filter strips or riparian buffers in Exhibit 11 do not allow for installing the fence parallel and adjacent to the buffer, these cases may be submitted to CEPD through STC for review.

- C/S does not exceed the STC- or COC-established cost for a 4-strand barbed wire fence.

Note: Producers may install fencing other than a 4-strand barbed wire fence. However, C/S is limited to the cost of the 4-strand barbed wire fence.

Important: C/S is available only for the lowest cost option that provides adequate fencing needed to address the resource concerns.

511 C/S Policy for Water Development and Water Facilities (Continued)**H Cost**

--COC or CED and STC should review all cost data for water facilities, water developments, water gaps, and livestock crossings. COC's or CED's and STC's should take steps-- necessary to ensure that components of the practice are essential for the practice and the minimum needed for completing the practice.

I Livestock Crossing

--Livestock crossing is only permitted if it is determined by COC or CED, based on the-- technical authority finding, that a livestock crossing is essential for implementing the filter strip or riparian buffer. C/S for all livestock crossings is limited to \$1,800 per contract.

J CEPD Waiver Request

Requests for waivers, according to subparagraphs C and E, forwarded to CEPD should include a minimum of the following:

- aerial photograph of the site
- location of the filter strip or riparian buffer
- location of current or proposed water facilities
- location of current or proposed pipelines
- size of pasture impacted and approximate amount of livestock using the pasture
- options considered
- option selected and the rationale for selecting the option
- estimated costs
- technical contact person for the plan
- environmental justification
- letters of concurrence from the State conservationist and STC
- any other pertinent documentation to support the request.

512 C/S Policy for Management Activities

A C/S Amount

Paragraph 428 and Exhibit 11 provide that certain management activities are required for all practices. These management activities are eligible for C/S. C/S is limited to 50 percent of eligible cost up to \$50 per acre per year not to exceed:

- \$100 per acre for the life of the contract for a 10-year contract
- \$125 per acre for the life of the contract for a contract in excess of 10 years.

513 Supporting Data

A Obtaining Evidence

--COC's or CED's shall obtain evidence to determine proper payment. This includes, but is-- not limited to, the following:

- invoices
- canceled checks
- paid receipts
- analysis tags
- other evidence to determine proper payment.

Evidence **must** be obtained from participants to ensure that C/S received does not exceed 100 percent of the cost of the practice. Participants **must** provide acceptable evidence to determine proper payment regardless of whether flat rates; percent of cost, not to exceed \$ ____ per unit of measure; or percent-of-cost method was used to determine the C/S payment.

Note: See subparagraph D.

*--COC's or CED's shall obtain acceptable evidence of practice completion regardless of whether the participant will receive C/S. COC's or CED's **must** ensure that the practice--* was completed according to the standards and specifications in the conservation plan.

B Retaining Documentation

--Review, copy, and return to participant the supporting evidence required by COC or CED-- that the producer submits to receive C/S payments.

Keep supporting evidence for flat rates and percent-of-cost methods for payments on file in the County Office for 5 years after the expiration of CRP-1.

513 Supporting Data (Continued)

C Invoices and Documentation for Percent of Cost

Process data for C/S payments based on percent of cost according to the following.

Step	COC Action
1	Applicant must provide satisfactory evidence to determine proper payment according to subparagraph A.
2	Manually enter the cost of performing the components of the practice on AD-245, page 2, column G, above the extent reported.
3	If a discount was applied, use the sale price minus the discount to compute C/S.
4	Consider costs reported paid by ineligible persons. Note: See paragraph 516 for an example.
5	If used materials are involved, COC shall determine and document the value of these materials based on current commercial rates.
6	<p>If the producer performed the practice with the producer’s own labor, equipment, or materials, the producer shall submit signed, itemized statements.</p> <p>Statements shall include:</p> <ul style="list-style-type: none"> • dates of work performed • cost per hour charged for labor • type of equipment used • charge for equipment • type and cost of materials used • other applicable information. <p>Costs for personal labor and personal equipment should be less than that charged by contractors who are entitled to make a profit for their efforts.</p>

518 Dividing C/S Based on Contributions**A All Costs Paid by 1 Eligible “Person” or Person or Legal Entity**

An eligible person who performs the obligation of establishing the practice may earn the C/S payment.

Note: See paragraph 491 for eligible persons.

B Costs Paid in Equal Proportions by Eligible “Persons” or Person or Legal Entity

If 2 or more eligible “persons” according to 1-PL or person or legal entity according to 4-PL equally contribute to the cost of performing the practice, divide C/S equally.

C Costs Paid in Unequal Proportions by Eligible “Persons” or Person or Legal Entity

If 2 or more eligible “persons” according to 1-PL or person or legal entity according to 4-PL contribute to the cost of performing a practice and COC determines that each “persons” according to 1-PL or person or legal entity according to 4-PL contributions are not in equal *--proportions, COC or CED shall:--*

- prorate the C/S payments based on the individual’s contributions
- document how each “persons” according to 1-PL or person or legal entity according to 4-PL percent of contribution was determined.

D All Costs Paid by Ineligible “Person”

Make no C/S payments to any person for a practice for which all costs are paid by ineligible “persons”.

519 Making CRP C/S Payments

A C/S Payments

CRP C/S payments shall:

- be made when authorized according to 1-FI
- be computed based on the rates and specifications in effect when C/S is approved on AD-245

Note: See paragraph 498 for an exception.

- be paid as soon as possible after all of the following have been completed:
 - *--COC or CED approves CRP-1--*
 - producer signs AD-245, page 2 and reports completion of the practice
 - NRCS or TSP certifies performance or producer self certifies performance
 - AD-1026 has been completed and signed
 - CCC-502 or CCC-901, as applicable, has been completed and signed
 - compliance with 1-PL or 4-PL, as applicable

Note: See 61-FI for prompt payment provisions.

- not exceed:
 - 50 percent of eligible costs
 - 50 percent of land value

Exceptions: See paragraph 491.

 - 100 percent of participant's out-of-pocket cost
- be exempt from maximum payment limitation provisions and offset for debts to FLP
- only be paid to signatories to approved CRP
- not be authorized for splitting practices on the same land for C/S purposes between different Federal programs

519 Making CRP C/S Payments (Continued)

A C/S Payments (Continued)

- not be issued to Federal entities
- be recorded on AD-245
- be spot-checked according to subparagraph 497 J.

Note: See 58-FI. Make partial payments according to 1-CONSV and paragraph 520. Record partial and final performance according to 1-CONSV.

B Approval Responsibilities for C/S Payments

STC or DAFP representative shall review certain AD-245’s before approval. The following shows required reviews, persons responsible for review, and persons responsible for approval or disapproval.

AD-245’s for...	MUST be reviewed by...	BEFORE approval or disapproval by...
<ul style="list-style-type: none"> • COC members • County ES employees • FSA County Office employees • other County USDA employees • Conservation District board members 	DD	DD.
State Office employees	STC	STC.
STC members	DAFP	SED.
SED’s	DAFP	STC.
Other FSA employees	DAFP	STC.

Note: Reviews **must** be completed for any entity for which the employees, who are subject to a required review, have a substantial beneficial interest, according to 1-PL or 4-PL, as applicable.

Persons making the required reviews shall ensure that all:

- eligibility requirements are met
- required entries on CRP-1 and CRP-2 are completed.

SED or STC, as applicable, shall not approve CRP-1’s unless authorized by DAFP in writing.

520 Partial Payments**A Authority for Partial Payment**

Partial payment for a practice may be paid if the participant will complete **all** of the practice *--within the time prescribed by COC or CED.--*

If the practice is not completed within the time prescribed, the participant **must** refund the payment.

B Making Partial Payments

Make partial payments only when **all** of the following conditions are satisfied:

- a request for payment is made on AD-245
- *--COC or CED and NRCS or TSP determine that the completed components are a--* reasonable attainment toward completing the practice
- the participant agrees to complete the practice on FSA-18, which **must** be filed with AD-245.

Note: See Exhibit 41 for instructions on completing FSA-18.

NRCS or TSP **must** certify performance before any payment is made.

Part 16 CRP-1 Modifications

Section 1 CRP-1 Revisions

546 Revisions to CRP-1's

A When to Revise CRP-1's

CRP-1's must be revised for the following reasons:

- change in farm number after a reconstitution
- change of participants
- change in producer's shares
- part of the land under CRP-1 is terminated by the producer according to subparagraph 571 B
- part of the land under CRP-1 is terminated because of a violation
- land under CRP-1 is withdrawn from cropland status
- land under CRP-1 is sold to another producer
- loss of control of land, including death, sale, inheritance, incompetency, foreclosure, or eminent domain
- acreage changes because of new aerial imagery
- removal of CRP because of natural conditions.

Note: This shall be applicable to all CRP-1 signups.

--COC or CED shall not approve requests to revise CRP-1's to increase the number of-- participants when the original number of participants were not eligible to receive the full value of CRP-1.

Example: Joe historically owned and operated acreage that was offered and accepted for CRP. The acreage accepted supports a \$150,000 annual rental payment. Joe is limited to \$50,000 by the annual payment limitation. Joe requests to revise CRP-1 to add Steve and Tim as tenants to CRP-1, each receiving \$50,000. COC

--or CED shall not approve these revisions; however, if Joe sold CRP acreage through an arms-length transaction to Steve and Tim, COC or CED could-- approve CRP-1 for Steve and Tim as successor's-in-interest, providing Joe did not maintain a reversionary interest in the acreage and all other eligibility requirements are met.

546 Revisions to CRP-1's (Continued)

B Revising Erroneous Acre Determinations

Revise erroneous acre determinations according to the following.

Note: This subparagraph only applies to cases where there was **no** measurement service completed.

IF, after CRP-1 is approved, it is determined that CRP-1 includes...	THEN...
more eligible acres than originally approved	<ul style="list-style-type: none"> • revise CRP-1 to include the additional eligible acres • do not make retroactive payments on the additional acres.
less eligible acres than originally approved	<ul style="list-style-type: none"> • revise CRP-1 to correct the error • do not collect overpayments if it is an FSA, NRCS, or TSP error.

C Notification of Revisions

*--COC or CED **must** notify all CRP participants in writing that the conservation plan and CRP-1 **must** be revised to reflect the change to CRP-1. Participants **must** consult with NRCS or TSP to revise the conservation plan. Notify all participants, in writing, upon COC or CED receipt of the revised conservation plan, that the participants have 60 calendar--* days from the date of notification to sign the revised CRP-1.

D Required Forms and Signatures

The following provides required forms and signatures.

Form	Signature Required
<ul style="list-style-type: none"> • CRP-1 (Exhibit 21) • CRP-1 Appendix (Exhibit 29), if applicable • NRCS-CPA-1155 • Certification Statement (subparagraph 130 E) • Conservation Plan and Contract Support Documents 	<ul style="list-style-type: none"> • Operator. • Operator's spouse, if spouse is another producer. • Each owner whose name is on the deed. <p>Note: CRP-1 signatures are required 60 calendar days after COC notification.</p>

Note: An operator is not required to sign a revised CRP-1 if the operator provides a written statement voluntarily relinquishing rights to CRP.

546 Revisions to CRP-1's (Continued)

E Requirement Exceptions

The requirements for signatures apply unless:

- a trustee of BIA representing native Americans owning the land signs on their behalf

Note: All CRP-1's signed by BIA representative on behalf of native Americans owning the land shall be reviewed by RA. COC shall not approve CRP-1 until RA determines that the required signatures have been obtained.

- a native American has a restrictive 5-year BIA farm lease that has been extended according to BIA provisions.

F Other Signatures

--COC or CED shall:--

- ensure that operators and tenants receive fair and equitable treatment
- verify that this provision is being followed before making C/S or annual rental payments.

546 Revisions to CRP-1's (Continued)

G Revising CRP-1's

Revise CRP-1 **only** according to the following.

Step	Action
1	Assign an alpha suffix to CRP-1 number.
2	Transfer original CRP-1 data to revised CRP-1. See Exhibit 21. <ul style="list-style-type: none"> • Change items affected by revisions. • Leave rental rate and expiration date the same. • Have participants sign revised CRP-1.
3	Have participants sign and date CRP-1 Appendix, if applicable.
4	Enter "VOID" on original CRP-1.
5	Provide copy of revised CRP-1 and CRP-1 Appendix, if applicable, to all participants. <p>Note: Do not provide a different CRP-1 Appendix if the participant on the revised CRP-1 is the same participant signing the original CRP-1. See subparagraph 546 H.</p>
6	Revise automated CRP-1.

546 Revisions to CRP-1's (Continued)

H Revising CRP-1 if Plan Is Modified

If CRP-1 is revised for reasons other than modifying the plan, consult with NRCS or TSP about the need for modifying the approved conservation plan.

- Do **not** revise CRP-1 for only changes to the approved conservation plan. NRCS or TSP will use SCS-LTP-12.

Note: Changes in practices require a revision to CRP-1.

- NRCS or TSP, in consultation with the participant, is responsible for changing the approved conservation plan.
- *--COC or CED shall consider recommendations for changes in CRP practices.--*
- Final approval for changes in C/S obligations is the responsibility of COC.
- Obtain a signed, modified conservation plan from NRCS or TSP.
- An approved conservation plan **must** be modified to reflect signatures of new owners if CRP-1 is revised because of succession-in-interest.

I Policy for Using Correct CRP-1 and CRP-1 Appendix

Successors-in-interest electing to succeed to an existing CRP-1 shall:

- sign the current version of CRP-1
- receive the same CRP-1 Appendix that was agreed to by the predecessor.

Note: **Do not** provide a different CRP-1 Appendix if the participant on the revised CRP-1 is the **same** participant signing the original CRP-1.

546 Revisions to CRP-1's (Continued)

J Applicability of CRP-1 Appendix for CRP Offers

The following provides the dates of each CRP-1 Appendix used for CRP offers.

IF CRP acreage was offered during...	THEN CRP-1 is effective for program year...	AND the date of the applicable CRP-1 Appendix is...
signups 1 through 4	1986, 1987, and 1988	February 25, 1986.
signup 5	1987 and 1988	July 17, 1987.
signups 6 and 7	1988 and 1989	January 22, 1988.
signups 8 and 9	1989 and 1990	February 2, 1989.
signup 10	1991	February 28, 1991.
signup 11	1992	June 25, 1991.
signup 12	1993	June 9, 1992.
signup 13	1996 and 1997	September 6, 1995.
continuous signup 14	1997 and 1998	September 3, 1996.
signup 15	1998 and 1999	February 12, 1997.
signup 16		
continuous signup 17		
signup 18		
continuous signup 19	2000	
signup 20	1999 and 2000	
continuous signup 21	2001	November 29, 1999.
	2000 and 2001	either of the following: <ul style="list-style-type: none"> • February 12, 1997, for CRP-1's approved before January 1, 2000 • November 29, 1999, for CRP-1's approved on or after January 1, 2000.
continuous signup 22	2000 and 2001	November 29, 1999.
continuous signup 23	2001 and 2002	
continuous signup 24	2002 and 2003	
continuous signup 25	2003 and 2004	
signup 26	2004 and 2005	May 1, 2003.
continuous signup 27		
continuous signup 28		
signup 29	2006 and 2007	
continuous signup 30	2005 and 2006	
continuous signup 31	2006 and 2007	
REX signup 32	2008 through 2011	
general signup 33	2007	

546 Revisions to CRP-1's (Continued)

J Applicability of CRP-1 Appendix for CRP Offers (Continued)

IF CRP acreage was offered during...	THEN CRP-1 is effective for program year...	AND the date of the applicable CRP-1 Appendix is...
continuous signup 35	2007 and 2008	May 1, 2003.
continuous signup 36	2008 and 2009	
continuous signup 37	2009 and 2010	
continuous signup 38	2010 and 2011	
general signup 39	2011	
continuous signup 40	2011 and 2012	
general signup 41	2012	
*--continuous signup 42	2012 and 2013	
general signup 43	2013--*	

Note: Continuous signup 34 is used for EFCRP.

547 Revising CRP-1 Because of Loss of Control of Land

A General Policies

CRP-1 **may** need to be revised because of loss of control of land under CRP-1.

If loss of control occurs because of death, sale, inheritance, incompetency, foreclosure, or exercise of eminent domain, follow:

- subparagraph 630 A for conservation easements placed on CRP land
- paragraph 555 for succession-in-interest
- subparagraphs 550 B and C for other revisions
- paragraph 551 for land acquired by a Federal agency
- paragraph 552 for separate person determination for husband and wife
- paragraph 571 for:
 - land acquired by eminent domain
 - terminations
 - terminations because of foreclosure.

B If Owner Loses Control of CRP Land

Follow this table if owner loses control of CRP land.

IF loss of control occurs...	THEN...
on a tract of land on which all CRP-1 acres are located	revise CRP-1 and the approved conservation plan according to paragraph 546.
on part of CRP-1 acreage	<ul style="list-style-type: none"> • continue CRP-1 on the remaining acreage still under control of participant • follow paragraph 571 for partial terminations • offer person acquiring control successor-in-interest rights.
and CRP-1 is not continued on any part of acreage	terminate CRP-1 according to paragraph 571.

551 Gain of Control of CRP Land by a Federal Agency (Continued)

A Federal Agency Gains Control of CRP Land (Continued)

When a Federal agency maintains the CRP acreage and the land is subsequently sold to a new owner, if CRP-1 will:

- be continued, see paragraph 555 for succession-in-interest
- **not** be continued, see paragraph 571 for terminations.

B Exception When FLP Gains Control of CRP Land

The provision that an eligible successor **must** control CRP acreage for the remainder of CRP-1 period does **not** apply if during the period FLP holds title to property that contains CRP acreage and an eligible FLP borrower exercised the right to repurchase the property under FLP's "lease back/buy back" provisions.

Note: See Exhibit 6.

CRP payments may be continued if:

- participants have received CRP-20
- FLP continues to hold title to the property and the FLP borrower **has signed**:
 - a lease to repurchase the property that includes CRP acreage
 - CRP-1E Addendum within 60 calendar days of notification.

CRP payments shall be prorated to eligible participants, based on the date the lease was approved by FLP.

Note: No payment shall be made under CRP-1 until FLP and the eligible FLP borrower **have entered** into a lease to repurchase the property under "lease back/buy back" provisions.

County Offices shall:

- review the FLP lease to ensure that the FLP lease **does not** otherwise violate CRP provisions
- file a copy of the FLP lease, CRP-20, and CRP-1E Addendum in the participant's folder.

551 Gain of Control of CRP Land by a Federal Agency (Continued)

C Continuing CRP-1 With FLP Borrower

CRP-1 shall be revised **only if** the land is sold to an eligible participant who agrees to continue CRP-1.

During the period the eligible borrower is attempting to repurchase the property under FLP's "lease back/buy back" provisions, the FLP borrower **shall**:

- be considered as an "other producer" under CRP-1
- forfeit **all** rights to future payments and refund, subject to previous payments made under CRP-1, if the property is:
 - not repurchased by the FLP borrower within 5 years
 - sold to an eligible participant who does **not** continue CRP-1.

If the FLP borrower:

- **does not** repurchase the land under CRP-1, see paragraph 571 for terminations
- repurchases the land under CRP-1, see paragraph 547 for revisions.

D Reoffering CRP Acreage Under FLP Control

CRP acreage under FLP control may be reoffered if:

- the person offering the acreage has signed a purchase agreement with FLP before the end of signup
- the person offering the acreage meets the eligibility requirements in paragraph 126
- the acreage being reoffered meets all other eligibility requirements.

--COC or CED shall not approve CRP-1 until proof of ownership is provided.--

E Policy Regarding Operators

The exceptions provided in this paragraph do **not** relieve COC's of the responsibility to ensure that the rights of operators or tenants are protected.

Eligible operators or tenants, who are signatories on **original** CRP-1, shall:

- continue to earn their share of CRP payments
- **not** be arbitrarily removed or replaced as eligible participants on CRP-1.

552 Revising CRP-1 Because of Husband and Wife “Person” Determination

A Applicability of Husband and Wife Provisions for CRP-1’s Approved Before October 1, 2008

Spouses may be determined separate “persons” for 1991 and subsequent years according to 1-PL.

Follow 1-PL when revision of original CRP-1 is requested because of an additional “person” determination. Only revise existing CRP-1’s if the commensurate shares are changed after a separate “person” determination is made.

B Signature Requirements on CRP-1’s

Spouses in a joint operation are required to sign CRP-1’s, including an existing CRP-1, if the spouses are subsequently determined to be separate persons. If only 1 spouse signed the original CRP-1 for a joint operation, the other spouse **must** sign CRP-1 after the spouses have been determined to be a separate persons for payment limitation purposes.

IF...	THEN...
a revised CRP-1 is signed by the spouses within 15 calendar days after notification of person determination	*--COC or CED shall approve the revised CRP-1.
a revised CRP-1 is not signed after 15 calendar days but is signed within 30 calendar days after notification of person determination	STC must approve late-filed signature before COC or CED approval of CRP-1.--*
a revised CRP-1 is not signed within 30 calendar days after notification of person determination	CRP-1 may not be approved and producer shall be advised of appeal rights.

553 Revising CRP-1 Because of Inheritance

A Policy

A producer who becomes the owner of land enrolled in CRP because of inheritance, and succeeds to CRP-1, may receive payments for that contract without regard to the amount of payments received under any other contract executed before the inheritance. The participant shall provide adequate documentation, as defined by COC, to prove that acreage was inherited.

B When the Recipient Already Has an Interest in the Inherited CRP-1

When a CRP participant inherits CRP acreage and the recipient already has a share of the inherited CRP-1, use the following table for guidance.

Note: Each example assumes the son inherits the father’s share of CRP-1.

IF the recipient’s revised payment total for all CRP-1’s is...	THEN...
<p>less than \$50,000</p> <p>Example: Father and son share CRP-1, each receives 50 percent of the \$20,000 annual rental payment.</p>	<ul style="list-style-type: none"> • revise the inherited CRP-1 to remove the deceased participant and increase the shares of the recipient to 100 percent according to 1-CRP • process payments in the normal manner according to 1-CRP.
<p>greater than \$50,000</p> <p>Example: Father and son share CRP-1, each receives 50 percent of the \$60,000 annual rental payment.</p>	<ul style="list-style-type: none"> • revise the inherited CRP-1, according to 1-CRP, into 2 contracts; 1 contract will have the recipient’s original payment amount, the other will have the inherited payment amount <p>Note: The acreage on the contracts shall be divided accordingly.</p> <ul style="list-style-type: none"> • process annual rental payments for the inherited contract through the special CRP payment processing option according to 1-CRP, paragraph 361. <p>Note: On Special Payment Reductions Screen EPCJ7301, ENTER “Y” in the “Inherited CRP-1 over PL” field.</p>

553 Revising CRP-1 Because of Inheritance (Continued)

C When the Recipient Has No Prior Interest in CRP-1

When a CRP participant inherits CRP acreage, and the recipient had no share in the contract before inheritance, use the following table for guidance.

IF the recipient's revised payment total for all CRP-1's is...	THEN...
less than \$50,000	<ul style="list-style-type: none"> • revise the inherited CRP-1 to remove the deceased participant and add the recipient • payments will be processed in the normal manner according to 1-CRP.
greater than \$50,000	<ul style="list-style-type: none"> • revise the inherited CRP-1 to remove the deceased participant, and add the recipient according to 1-CRP • revise through pay limit system using the inheritance adjustment. See 3-PL (Rev. 1).

554 Transferring Land From CRP to WRP, GRP, HFRP, or EWP Floodplain Easement

A Transferring Existing CRP-1's

Land that is subject to an existing CRP-1 may be accepted into WRP, GRP, HFRP, or EWP Floodplain Easement at the discretion of NRCS.

When issuing CRP annual rental payments, the amount shall be prorated from October 1 to the filing date of the easement for WRP, GRP, HFRP, or EWP Floodplain Easement.

Notes: Do not cancel CRP-1 until all WRP, GRP, HFRP, or EWP Floodplain Easement *--documents are approved and filed. See 1-CRP, paragraph 296 to cancel CRP-1.--*

Refunds of C/S payments shall not be required when terminating CRP to enroll in WRP, GRP, HFRP, or EWP Floodplain Easement. Refund of CRP-SIP and CRP-PIP is required.

Land terminated from CRP is no longer included in the 25 percent cropland limitation or 10 percent easement limitation.

B Transferring Portion of CRP Acreage

If only a portion of the land subject to CRP-1 is accepted into WRP, GRP, HFRP, or EWP Floodplain Easement, terminate only that portion of CRP-1 that is affected by enrollment into WRP, GRP, HFRP, or EWP Floodplain Easement as follows.

Step	Action
1	Revise CRP-1 into separate contracts using suffix number according to 1-CRP.
2	After revising CRP-1, terminate CRP-1 for the acres transferring to WRP, GRP, *--HFRP, or EWP Floodplain Easement.--*

555 **Successor-in-Interest**

A Eligible Person Acquiring Interest in CRP Land

An eligible person may become successor-in-interest to CRP-1 if:

- land has been sold
- there has been a change in owner or operator
- a foreclosure or involuntary loss of land occurs.

Follow this table if an eligible person acquires an interest in CRP lands.

IF eligible person elects...	THEN...
not to continue CRP-1	terminate CRP-1 according to paragraph 571.
to continue CRP-1	revise CRP-1 according to subparagraph 546 G.

B Eligible Succession

--Before approving CRP-1 revisions, COC or CED shall ensure that the successor-in-interest:--

- understands that any outstanding adjustments because of violations by the previous participant will be the successor’s responsibility
- has 1 of the following:
 - a valid deed to the land under CRP-1
 - a contract-for-deed with the seller that has been properly filed under applicable State law

Note: Contact RA for further guidance.

- a final journal entry of a probate court showing change of ownership, if RA concurs
- acquired right of occupancy, through foreclosure proceedings, to the land under CRP-1.

Note: This provision applies only to right of occupancy acquired as a result of foreclosure proceedings.

555 Successor-in-Interest (Continued)

C Full or Partial Succession

The following shows the difference between full succession-in-interest and partial succession-in-interest.

IF...	AND...	THEN consider succession...
the owner is the only signatory to CRP-1	no longer has control of CRP land	to be full succession-in-interest.
the operator is also signatory to CRP-1	the operator voluntarily relinquished right to CRP-1 and is not replaced	
	the operator will remain on CRP-1	to be a partial succession-in-interest. Note: The shares on revised CRP-1 shall be agreed to by successor and operator, and approved by *--COC or CED.--*
	the operator voluntarily relinquished right to CRP-1 and is replaced	
CRP-1 will be continued on only a portion of the CRP acres		to be a partial succession-in-interest.

D Responsibilities of Eligible Successors

An eligible person who acquires an interest in land under CRP-1 and becomes a successor-in-interest by signing CRP-1, regardless of the division of shares, is:

- entering into a binding agreement with CCC for the remainder of the CRP-1 period
- jointly and severally liable for complying with terms and conditions of CRP-1

Exception: Participants that sign CRP-1 with zero percent interest in the annual rental payment shall **not** be held responsible for contract compliance.

555 Successor-in-Interest (Continued)

D Responsibilities of Eligible Successors (Continued)

- responsible for:
 - refunding all payments made since the effective date of CRP-1, including payments earned by previous participant, if CRP-1 is subsequently terminated
 - complying with payment limitation provisions
 - complying with landlord and tenant provisions.

--COC or CED shall notify previous CRP-1 signers, when a successor-in-interest CRP-1 is-- approved, that they are no longer responsible for complying with CRP-1 for the acreage in which they no longer have an interest.

An operator or tenant, or his or her estate cannot be replaced **unless** the operator, tenant, or his or her estate agrees, in writing, to voluntarily withdraw from CRP-1 and is determined by *--COC or CED to no longer be an eligible participant.

COC or CED shall notify:--*

- new landowners and authorized estate representatives that they have an opportunity to succeed to CRP-1

Notes: If a revised CRP-1 is not signed within 60 calendar days from the date of *--notification by COC or CED, CRP-1 shall be terminated. No--* successor-in-interest will be allowed.

FSA shall not force landowners to agree to accept an estate representative as an operator. If a landowner refuses to sign a revised CRP-1, CRP-1 shall be terminated without requiring refunds. See paragraph 571.

- the bankruptcy trustee that CRP-1 shall be affirmed. See paragraph 580.

555 Successor-in-Interest (Continued)

E Policy for Using Correct CRP-1 and CRP-1 Appendix

Successors-in-interest electing to succeed to an existing CRP-1 shall:

- sign the current version of CRP-1
- receive the same CRP-1 Appendix that was agreed to by the predecessor.

Note: **Do not** provide a different CRP-1 Appendix if the participant on the revised CRP-1 is the **same** participant signing the original CRP-1.

556 Revisions Authorized by DAFP

A DAFP Authorized Revisions

Revisions, other than in this Section, require DAFP approval.

557-570 (Reserved)

571 Terminations (Continued)

B Policy for Terminating Part of the Land Under CRP-1 (Continued)

- the approved cover is established on the acreage
- for continuous signup practices only, NRCS determines the remaining practice functions after part of the land under CRP-1 is terminated.

***--Notes:** A paid-for measurement service must be completed to determine the acreage terminated. The producer must refund annual rental payments plus interest and liquidated damages for the acreage terminated. Any cover destroyed on the acreage not terminated must be re-established at the producer's expense.

SRR's for remaining acreage under CRP-1 must not be recalculated.

Requests for termination of part of the land under CRP-1 that do not meet these requirements may only be approved by DAFP.--*

Requests for DAFP approval of termination of part of the land under CRP-1 **must** include, at a minimum:

- written request, signed by all signatories to CRP-1, to terminate part of the acreage under an approved CRP-1 that includes the reason for termination and what the land will be used for after termination
- COC and STC recommendations
- map of acreage to be terminated
- copy of original CRP-2 or CRP-2C and revised CRP-2 or CRP-2C with **all** item numbers completed for acreage that will remain enrolled in CRP. Participants shall **not** sign *--revised CRP-2 or CRP-2C.--*

Note: See paragraph 573 for terminating CRP-1's.

572 Terminations Because of Foreclosures and Eminent Domain**A CRP-1 Terminated Because of Foreclosure**

CRP participants shall not be required to refund payments received when CRP-1 is terminated because of foreclosure, regardless of the foreclosure date.

Note: Sufficient documentation **must** be provided to COC or CED verifying the CRP acreage was foreclosed upon.

If the participant regains control of the land under contract, CRP-1 will be in effect on the date of the foreclosure shall apply.

Note: See paragraph 580.

B Land Acquired Under Eminent Domain

CRP land acquired under threat of condemnation or by eminent domain for public use is considered an involuntary loss of land by the participant.

COC shall:

- terminate the CRP acres acquired through condemnation or eminent domain

Exception: CRP acreage may be continued under CRP-1 if there is minimal impact on the affected acreage and the vegetative cover is maintained.

- waive the refund of annual rental payments and C/S payments
- not assess liquidated damages.

Note: CRP payments shall be prorated to eligible participants based on the date the land was acquired by eminent domain.

573 Terminating CRP-1

A How to Terminate CRP-1

COC shall do the following when terminating all or part of the land under CRP-1:

- clearly document the facts in the COC minutes
- on CRP-1, write, “Terminated for (reason), REF COC minutes of (date of COC meeting)”

Note: Person making entries shall initial and date.

- cancel automated CRP-1

***--Important:** Terminated CRP-1’s may only be reinstated by DAFP. COC’s, CED’s, or STC’s do not have authority to reinstate a terminated CRP-1.--*

- notify each CRP-1 participant of all of the following:
 - reason for termination
 - they are no longer required to comply with terms of CRP-1 for which they no longer have an interest
 - they are ineligible to receive future CRP payments for acreage terminated
 - conservation compliance provisions apply
 - when part of the land under CRP-1 is terminated, they have 60 calendar days from the date of notification to obtain all signatures on revised CRP-1

Note: If all signatures are not obtained within 60 calendar days of notification by COC, CRP-1 shall be terminated.

- amount that **must** be refunded. See paragraph 574.

Note: Standard payment reductions do not apply to terminated CRP-1’s.

574 **Required Refunds**

A Refunds

For terminations, COC must request refund of all of the following * * *:

- all annual rental payments plus interest
- all C/S payments, plus interest
- CRP-SIP, plus interest
- PIP, plus interest
- CP23, one-time WRI payment, plus interest
- liquidated damages, if applicable, according to paragraph 577.

Notes: If a participant was assessed a payment reduction during the CRP-1 period, required refunds shall not include the amount of the reduction.

C/S payments may be prorated after the permanent cover has been established for 5 years if COC determines, after consulting with the Conservation District and NRCS, that the established conservation practices have achieved the desired conservation benefits.

A second party review shall be conducted on all refund calculations.

See paragraph 576 for waiver of refunds.

575 Refunds Not Required

A No Refunds Required

Refunds of CRP-1 payments are not required of:

- operators when the administrator or heirs of an owner's estate do not become successor-in-interest to CRP-1
 - the owner's estate if the estate or the heirs do not succeed to CRP-1
- Note:** If the owner's estate succeeds to CRP-1, and the heirs subsequently do not succeed, refunds are not required from the estate.
- heirs if the deceased has no estate and the heirs do not succeed to CRP-1
 - participants when both of the following apply:
 - an operator's estate wants to succeed to CRP-1
 - the landowner refuses to sign a revised CRP-1
 - participants when CRP-1 is being terminated to enroll the acreage in a State conservation program, WRP, EWP Floodplain Easement, GRP, or HFRP
 - participants when CRP-1 was approved based on an erroneous ownership or operatorship determination as provided in paragraph 638, and CRP-1 is terminated because of the erroneous determination
 - participants when CRP-1 was approved based on an erroneous land eligibility determination according to paragraph 638, and CRP-1 is terminated because of the erroneous determination
 - participants when COC determines that CRP-1 shall be terminated, based on provisions in subparagraph 493 B

Note: COC or CED shall clearly document in COC minutes that the costs of restoring the cover outweigh the benefits received from the restoration.

576 Requests for Waiver of Refunds**A Policy for Waivers of Refunds**

COC and STC are authorized to waive refunds when the following apply:

- a request to waive refunds is received from participants, in writing

Note: It is the producer's responsibility to request a waiver of refunds.

- the total amount of refunds per contract, calculated according to paragraph 574 does not exceed:
 - \$10,000, for COC authority to waive refunds
 - \$50,000, for STC authority to waive refunds.

Note: SED's are authorized to waive refunds for equitable relief according to subparagraph D.

B COC Waivers of Refunds

COC shall:

- ensure that participants are provided appeal rights
- document requests for waivers in COC minutes
- submit requests for waivers in excess of \$10,000 to STC or SED, as applicable
- not submit requests for waivers to STC or SED if COC does not recommend approval
- provide a report of waivers of refunds, no later than December 1 for each FY, according to subparagraph E.

***--Notes:** COC may waive liquidated damages according to paragraph 578.

COC may waive TIP liquidated damages according to subparagraph 812 C.--*

576 Requests for Waiver of Refunds (Continued)

C STC Waivers of Refunds

STC shall:

- ensure that participants are provided appeal rights
- document requests for waivers in STC minutes
- provide a report of waivers of refunds for the previous FY, no later than December 1 each year, according to subparagraph E.

Notes: STC may waive liquidated damages according to paragraph 577.

--STC may waive TIP liquidated damages according to subparagraph 812 C.--

D SED Waivers of Refunds for Equitable Relief

SED's:

- *--may approve requests for waivers of refunds because of termination of CRP-1 or CRP-1R when the total amount calculated according to paragraph 574 (all annual rental payments and C/S payments, plus interest applicable to both, and liquidated damages or TIP liquidated damages) is equal to or less than \$20,000, according to equitable relief--* provisions in 7-CP

Example: The total refund amount calculated according to paragraph 574 is \$23,000. The producer requested a waiver of \$20,000. Because the total calculated refund amount exceeds \$20,000, SED must submit the request for waiver to DAFP if it recommends approval of the waiver.

Note: Sufficient documentation must be maintained when waivers are approved.

576 Requests for Waiver of Refunds (Continued)**D SED Waivers of Refunds for Equitable Relief (Continued)**

- shall document requests for waivers of refunds
- shall submit all cases for waivers of refunds to DAFP for relief, when the total refund amount calculated according to subparagraph C exceeds \$20,000

Note: The cases shall contain the following:

- copy of participant's written request for relief
- copy of COC and STC minutes thoroughly documenting request and justification
- copy of all applicable forms and documents in the case file, including but not limited to CRP-1's, CRP-2's, CRP-2C's, copy of aerial photocopies, conservation plans, land deeds, etc
- all documentation used by COC and STC during review
- narrative of the case in chronological order.

Note: Incomplete case files may delay response.

- shall not submit requests for waivers of refunds to DAFP if STC does not recommend approval.

576 Requests for Waiver of Refunds (Continued)

E Report

--STC's and COC's must provide a report to the State Office of all refunds waived during the previous FY. The report must include the following:--

- State and county code
- CRP participant name
- CRP contract number
- calculated refund amount
- amount waived
- reason waived.

State Offices must provide a compilation of the STC and COC reports to the CRP Program *--Manager no later than December 1 for each FY. The following is an example of the--* report.

--FY _____ Refunds Waiver Report--					
State and County Code	CRP Participant Name	CRP Contract Number	Calculated Refund Amount	Amount Waived	Reason Waived
Total			\$	\$	

577 Assessing Liquidated Damages**A Determining Liquidated Damages Amounts**

To determine the amount when assessing liquidated damages, multiply the number of acres being terminated times 25 percent times the annual rental rate.

B When to Assess Liquidated Damages

Before CRP-1 is approved, assess liquidated damages when the producer withdraws any offers after the offer is determined acceptable.

Exception: Liquidated damages shall not be assessed before CRP-1 is approved when the producer withdraws any request for CRP participation under the continuous signup provisions.

After CRP-1 is approved, COC shall assess liquidated damages if an original or revised CRP-1 is terminated.

*--**Note:** Assess liquidated damages for TIP CRP-1R according to Part 21.--*

C When Not to Assess Liquidated Damages

Do not assess liquidated damages if:

- CRP-1 participant is adversely affected by a person determination or by being determined not “actively engaged” according to 1-PL or 4-PL, as applicable, and withdraws from CRP-1
- CRP land is acquired under threat of condemnation or by eminent domain or acquired by an entity with the right of eminent domain, according to paragraph 572
- CRP land is under an existing lease for earth, oil, gas, or other mineral exploration before submission of CRP, and lessor exercises rights under the lease

Part 18 Permissive and Restrictive Uses of CRP Acres**626 Harvesting Restrictions****A CRP-1 Harvesting Restrictions**

No crops of any kind may be harvested from the designated CRP acreage during the CRP-1 period.

Exceptions: Incidental harvest of natural products, such as wild game, fish, native berries, etc., from CRP acreage may be permitted if all of the following are met:

- they do not increase supplies of feed for domestic animals
- the participant receives no economic benefit
- there is no commercial use of the products.

Note: This exception does not include pine straw. See Part 19 for managed haying provisions.

Conservation plan shall **not** be modified for this purpose.

627 Customary Forestry Activities**A CRP-1 Customary Forestry Activities on CRP Acreage**

Activities consistent with customary forestry practice, such as pruning, thinning, or timber stand improvement, are allowed. C/S is authorized.

--Subject to COC or CED approval, CRP participants may make commercial use of forest-- refuse resulting from customary forestry activities, such as pruning, thinning, or timber improvement, the participant **must** agree to:

- protect the area from erosion by establishing an adequate cover best suited for wildlife in the area
- perform prescribed burn or otherwise treat the forest refuse from thinning or other customary forestry activities on CRP acreage to improve resource condition of the land and enhance wildlife habitat and reduce the spread of insects and disease.

Example: CRP acreage, including open areas established for wildlife, shall not be used to dump, pile, or leave forest refuse resulting from forestry activity or creation of open areas.

Customary forestry activities, such as pruning, thinning, or timber improvement may be conducted anytime, including during the primary nesting or brood rearing season. The removal or harvest of pine straw is prohibited at all times.

633 Commercial Shooting Preserves on CRP Acreage (Continued)

B Commercial Shooting Preserves (Continued)

- be conducted outside the primary nesting or brood rearing season
- not adversely impact the CRP cover
- not degrade wildlife habitat benefits, water quality benefits, or erosion control measures.

Important: STC, in consultation with the State Technical Committee, **must** determine the extent and method of cover maintenance acceptable for all CRP acreage within the State that provides enhancement for all wildlife habitats.

C Mowing of CRP Cover

As provided in paragraph 427, periodic mowing and mowing for cosmetic purposes is prohibited at all times. Annual mowing of CRP for weed control is prohibited. Mowing of CRP cover, not to exceed 20 percent of the total CRP acres in a field, is permitted. This activity **must** be:

- included in the conservation plan
- part of a State-approved management plan for habitat maintenance and wildlife and land management
- conducted outside the primary nesting or brood rearing season.

Note: The location of this mowing should be changed from year to year.

Until a final status review has been completed by NRCS, TSP, or self certified by the *--producer, COC or CED, in consultation with NRCS, may allow participants to spray and--* mow the acreage under contract at any time, if this activity is required in the conservation plan to establish the approved cover.

634 Authorized Use

A Authorized Uses of CRP Acreage

COC may determine authorized uses of CRP acreage on a case-by-case basis during the life of CRP-1, except during the primary nesting or brood rearing season, if the use is not otherwise prohibited in procedure.

Example: COC may authorize using CRP acreage for a parking lot for a special event or as a camp site on a limited basis. COC has no authority to authorize the harvesting of forage or trees.

Each request shall be documented in COC minutes with justification for actions taken. Inspection fees or payment reductions may be assessed as determined by COC.

B Beehives on CRP

Consistent with the soil, water, and wildlife goals of CRP, beehives may be stored on CRP acreage.

635 Applying Waste Products on CRP Land**A Application Requirements for Sludge and Agriculture By-Products**

COC's may permit the application of sludge or an agricultural by-product on land under CRP-1 if:

- FSA-850 does not reveal any adverse impacts to the human environment that cannot be successfully mitigated
- the participant has sought approval to apply the waste and the waste has been approved, or is not prohibited, by any State or local water quality agency with jurisdiction over the area of application

Note: COC shall consult with State or local water quality agencies on an as needed basis to ensure proper application of the materials.

- all requirements and specifications are met as required by EPA and State and local regulatory authorities that provide oversight for air quality and water quality
- a current soil and waste test analysis that is conducted by a State-approved laboratory determines the nutrient level for the nitrogen, phosphorus, and potassium of the waste and the amount of material to be applied per acre
- the waste will be applied by injection
- the amount of nutrients applied are limited to the level that can be used by the vegetative cover
- the waste is free of toxic elements, or does not contain amounts of toxic elements that could build up over a period of time to a level injurious to animals and humans
- all required State or local permits for applying the waste to agricultural land are obtained by parties responsible for applying the material
- the approved conservation plan is modified to include the entire area or field that will be treated
- the waste will not be applied within 100 feet of property boundaries or water sources, such as wells, streams, rivers, wetlands, or swamps
- the waste will be applied when the wind direction allows minimal odor detection by neighbors and the humidity level is low.

635 Applying Waste Products on CRP Land (Continued)**B Application Requirements for Animal Waste**

--COC's or CED's may permit the application of animal waste, sludge, or agricultural-- by-product on CRP acreage if NRCS or TSP provides, in writing, that the conservation plan developed meets or exceeds the minimum standards of FOTG. The approved conservation plan shall be modified to include the application of animal waste, sludge, or agricultural by-product.

Note: Soil contaminated with petroleum products or hazardous waste will not be allowed for application on CRP acres.

C Application Restrictions

The amount applied shall not exceed the:

- permitted application rate as determined by the soil and waste test analyses for animal waste, sludge, or agricultural by-products
- quantity specified in the modified conservation plan as determined by NRCS for animal waste, sludge, or agricultural by-products.

The participant **must** agree to re-establish, at the CRP participant's expense, the vegetative cover in the event of failure after application.

The timing of each application should minimize adverse impacts to:

- air quality, including odor
- water quality
- wildlife
- environment
- endangered species.

Note: CRP cover shall not be disturbed during the primary nesting or brood rearing season, as determined by STC in consultation with the State Technical Committee.

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 or CED 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 or CED--* approval.</p> <p>No payment reduction shall be assessed.</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 or CED 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 or CED 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>

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>

638 Erroneous Eligibility Determinations

A Erroneous Land Eligibility

Land enrolled that is ineligible shall be terminated according to paragraph 571 from CRP-1. Refunds are not required.

B Erroneous Ownership Determination

If it is determined that CRP-1 was approved based on an erroneous ownership or operatorship determination, COC shall:

- not assess liquidated damages
- not require refund of C/S if participant agrees to maintain the practice for the practice's lifespan

Note: The practice lifespan equals the length of the approved CRP-1.

- not require refund of annual rental payments earned
- allow producers adversely affected to earn the current year's annual rental payment
- terminate affected acres of CRP-1.

Note: If the eligible ownership or operatorship requirement was not met at the time CRP-1 was approved, but is currently met, COC shall not terminate CRP-1.

639 Wind Turbines**A Policy**

*--COC **must** authorize the installation of windmills, wind turbines, wind-monitoring towers, or other wind-powered generation equipment on CRP acreage on a case-by-case basis consistent with the statute. COC may approve up to 5.0 acres per contract of wind turbines on CRP acreage provided the environmental impacts have been considered according to subparagraph 367 F, and the installation does not occur during the primary resting or brood-rearing season, as determined by FSA STC in consultation under the State Technical Committee. For authority over 5 acres, COC shall submit a request in writing to CEPD--* through the State Office according to subparagraph 31 A. The 5.0-acre per contract threshold is a cumulative figure that is calculated by totaling the square footage of land area devoted to the footprint of the wind generating device and any firebreak installed around the footprint.

Access roads, transformers, and other ancillary equipment will not be considered in calculating the 5.0-acre per contract threshold. A refund shall apply for acreage terminated for access roads, transformers, and other ancillary equipment. See subparagraph 639 B.

Each request shall be documented in the COC minutes and for cases over 5.0 acres, *--forwarded to CEPD through the State Office, with a copy of the completed FSA-850 signed by SEC included with the request **before** final approval.--*

B Payment Reductions and Refunds

The payment reduction for installation of wind turbines, wind mills, wind-monitoring towers, or other wind-powered generation equipment is determined to be de minimus.

A refund applies to access roads, transformers, and other ancillary equipment terminated from CRP-1.

640-662 (Reserved)

664 Managed Harvesting Provisions (Continued)

A General Provisions (Continued)

Before harvesting, CRP participants:

- shall request approval to harvest eligible acreage
- specify acreage to be harvested for hay for livestock and acreage to be harvested for Biomass
- obtain a modified conservation plan to include harvesting requirements, as determined by NRCS or TSP

Notes: The harvesting plan **must** be site specific and reflect the local wildlife needs and concerns.

Managed harvesting may be incorporated into the conservation plan for new contracts.

- be limited to 1 cutting
- shall not hay or graze the same acreage
- shall not harvest any acreage hayed or grazed under managed, or emergency provisions during the period established by STC in consultation with the State Technical Committee

Exception: For emergency haying and grazing, see paragraph 693.

- shall not harvest during the primary nesting or brood rearing season
- shall be assessed a payment reduction based on the number of acres actually harvested times the CRP annual rental payment times 25 percent, as applicable
- shall remove all hay or biomass from all CRP fields within 120 calendar days of the end of the primary nesting season
- who do not own or lease livestock, may harvest hay for sale to an eligible livestock producer or sell the hay for biomass

Participants who harvest CRP acreage without approval or fail to follow these provisions will be subject to the noncompliance provisions in paragraph 667.

664 Managed Harvesting Provisions (Continued)

B Participant Provisions

CRP participants shall:

- file a request to harvest CRP acreage before harvesting begins
- take the following actions.

Step	Action
1	Identify the acreage to be harvested for livestock and harvested for Biomass on a GIS-generated map.
2	Obtain a modified conservation plan to include harvesting requirements, as determined by NRCS or TSP. The harvesting 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 48. Note: All participants are required to sign the agreement before harvesting begins.
5	*--Receive notification of approval in writing from COC or CED.--*
6	Require CRP participants, who harvested CRP acres, to report the number of acres actually harvested, and sign and date CRP-118. See Exhibit 49.
7	Re-establish the CRP cover, at their own expense, if the cover fails as a result of managed harvesting.
8	Be assessed a payment reduction according to paragraph 666.
9	Harvesting shall be limited to 1 cutting.
10	CRP participants must remove all hay or Biomass from all fields within 120 calendar days of the end of the primary nesting season.

680 Managed Grazing Provisions (Continued)

A General Provisions (Continued)

Before grazing, CRP participants:

- shall request approval to graze eligible acreage
- obtain a modified conservation plan to include grazing requirements, as determined by NRCS or TSP

Notes: The grazing plan **must** be site specific and reflect the local wildlife needs and concerns.

Managed grazing may be incorporated into the conservation plan for new contracts.

- shall not graze the same acreage
- shall not graze any acreage hayed or grazed under managed or emergency provisions during the period established by STC in consultation with the State Technical Committee or established by the NWF Settlement Agreement

***--Exception:** For emergency haying and grazing, see paragraph 693.--*

- shall not graze during the primary nesting or brood rearing season
- shall be assessed a payment reduction based on the number of acres actually grazed times the CRP annual rental payment times 25 percent, as applicable
- shall remove livestock from all CRP fields by a date determined by STC
- who do not own or lease livestock, may rent or lease the grazing privilege to an eligible livestock producer.

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

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

680 Managed Grazing Provisions (Continued)

A General Provisions (Continued)

Eligible livestock producers who are renting or leasing eligible acreage from a CRP participant, before any 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 graze CRP acreage without approval or fail to follow these provisions will be subject to the noncompliance provisions in paragraph 667.

B Participant Provisions

CRP participants shall:

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

Step	Action
1	Identify the acreage to be grazed on a GIS-generated map.
2	Obtain a modified conservation plan to include grazing requirements, as determined by NRCS or TSP. The 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 48. Note: All participants are required to sign the agreement before grazing begins.
5	*--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.--* <p>Note: A copy of the notification must be given to the CRP participant.</p>
6	Require CRP participants, who grazed CRP acres or rented or leased grazing privileges, to report the number of acres actually grazed, and sign and date CRP-118. See Exhibit 49.
7	Re-establish the CRP cover, at their own expense, if the cover fails as a result of managed haying or grazing.
8	Be assessed a payment reduction according to paragraph 681.
9	CRP participants must remove all livestock from all fields by a date to be determined by STC.
10	Grazing shall not be conducted after a date determined by STC.

691 County Eligibility (Continued)

F Example of U.S. Drought Monitor

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

Drought Monitor	Forecasts	What's New	Current Conditions	About Us	Archive	Contact Us	Links	Home
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The data cutoff for Drought Monitor maps is Tuesday at 7 a.m. Eastern Standard Time. The maps, which are based on analysis of the data, are released each Thursday at 8:30 a.m. Eastern Time.

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

U.S. Drought Monitor

June 15, 2010
Valid 8 a.m. EDT

Intensity:

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

Drought Impact Types:

- Delineates dominant impacts
- A = Agricultural (crops, pastures, grasslands)
- H = Hydrological (water)

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

<http://drought.unl.edu/dm>

Released Thursday, June 17, 2010
 Author: Laura Edwards, Western Regional Climate Center

To compare current drought conditions with last week's map, click [here](#).

To view tabular statistics of this week's Drought Monitor, click [here](#).

To view tabular statistics for the Drought Monitor archive, click [here](#).

To view Drought Monitor Change Maps, click [here](#).

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691 County Eligibility (Continued)

G Submitting County Request

*--COC's requesting emergency haying or grazing shall access the Drought Monitor Data Downloads Screen at http://droughtmonitor.unl.edu/dmshps_archive.htm. 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	KMZ	SHP Impacts	GML	WMS	U.S.	State	County
2011-07-26	KMZ	SHP Impacts	GML	WMS	U.S.	State	County

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 a county has a value in the...	THEN the county is eligible for STC approval of emergency...
"D2" column	grazing.
"D3" or "D4" column	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 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 times the CRP annual rental rate payment times 25 percent, as applicable
- 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	Be assessed a payment reduction according to paragraph 694.
10	Haying shall be limited to 1 cutting.
11	CRP participants must remove all hay from all fields by a date to be determined by STC.
12	Haying shall not be conducted after August 31. Grazing shall not be conducted after September 30.

716 Routine Grazing Provisions (Continued)

A General Provisions (Continued)

NRCS or TSP shall use NRCS technical practice standard No. 528, Prescribed Grazing, in developing the Routine Grazing Plan. The length of time and frequency established shall be included in the locally approved Prescribed Grazing Plan, which is a part of the conservation plan. The primary purpose of this plan **must** be to maintain vegetative cover, minimize soil erosion, protect water quality, and protect wildlife habitat quality.

Routine grazing is not authorized during the primary nesting and brood rearing season. Requests for waiver will **not** be granted.

Before grazing, CRP participants:

- shall request approval to graze eligible acreage
- obtain a modified conservation plan to include routine grazing requirements, as determined by NRCS or TSP

Notes: The routine grazing plan **must** be site specific and reflect the local wildlife needs and concerns.

Routine grazing may be incorporated into the conservation plan for new contracts.

- shall not hay or graze the same acreage
- shall not graze any acreage hayed or grazed under managed or emergency provisions during the period established by STC in consultation with the State Technical Committee.

Exception: For emergency haying and grazing, see paragraph 693.

- shall not graze during the primary nesting or brood rearing season

716 Routine Grazing Provisions (Continued)

A General Provisions (Continued)

- shall be assessed a payment reduction based on the number of acres actually grazed times the CRP annual rental payment times 25 percent, as applicable
- who do not own or lease livestock, may rent or lease the grazing privilege to an eligible livestock producer.

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

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

Eligible livestock producers who are renting or leasing eligible acreage from a CRP participant, before 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 graze CRP acreage without approval or fail to follow these provisions will be subject to the noncompliance provisions in paragraph 667.

716 Routine Grazing Provisions (Continued)

B Participant Provisions

CRP participants shall:

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

Step	Action
1	Identify the acreage to be grazed on an aerial photocopy.
2	Obtain a modified conservation plan to include routine grazing requirements, as determined by NRCS or TSP. The routine 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 48. Note: All participants are required to sign the agreement before routine grazing begins.
5	*--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.
6	Require CRP participants, who grazed CRP acres or rented or leased grazing privileges, to report the number of acres actually grazed, and sign and date CRP-118. See Exhibit 49.
7	Re-establish the CRP cover, at their own expense, if the cover fails as a result of routine grazing.
8	Be assessed a payment reduction according to paragraph 666.
9	CRP participants must remove livestock from all fields during the primary nesting season.
10	Routine grazing shall not be conducted during the primary nesting season.

717 **Payment Reductions**

A Reduction Rates

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

Notes: The required reduction may be prepaid by participants approved for routine 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.

772 CREP Proposal Overview

A New CREP Project Development Stages

--The implementation of a new CREP program typically has the following 7 general stages.--

Stage	Development
1	<p>State CREP partners identify natural resource concerns, identify a solid State funding commitment, and draft a written CREP proposal for submission to the Program Manager.</p> <p>* * *</p>
2	<p>Program Manager and National CREP Review Team will review the proposal and provide written comments to State CREP partners. Subsequent negotiation with State CREP partners may also be conducted to resolve outstanding issues.</p>
3	<p>State CREP partners will develop a Draft CREP Agreement outlining the legal provisions of the proposed State CREP Program and submit to the Program Manager. The Program Manager, National CREP Review Team, and USDA-OGC will review the draft agreement and provide all necessary agreement wording changes back to the State CREP partners.</p> <p>Note: In most cases, CREP agreement drafts are updated through cycles of review and refinement between State CREP partners and National CREP Review Team/OGC negotiations.</p>
4	<p>After full agreement and consensus is achieved among State CREP partners and between State CREP partners and the Program Manager, a Final CREP Agreement is prepared by State CREP partners and submitted to the Program Manager for USDA-OGC approval.</p>
--5	<p>The FSA State Office, in consultation with State CREP partners, must:</p> <ul style="list-style-type: none"> • submit a CREP project area shapefile for the new CREP project area <p>Note: A separate shapefile must be submitted to CEPD for each project area.</p> <ul style="list-style-type: none"> • consult CEPD to ensure that the shapefile format is consistent with all CREP shapefiles.--
6	<p>After the final agreement is signed by the Secretary of Agriculture and the Governor, the FSA State Office drafts and submits a State supplement to 2-CRP to the Program Manager for approval.</p>
7	<p>The State and County FSA Offices, PAS, and State CREP partners conduct outreach/promotional activities, issue local press releases and fact sheets, conduct training, and announce CREP program signup.</p>

772 CREP Proposal Overview (Continued)

A New CREP Project Development Stages (Continued)

CREP proposals **must**:

- address a recognized resource conservation concern of State and national significance, and demonstrate the ability to achieve substantial environmental benefits in a cost-effective manner
- present clear program goals with measurable natural resource/environmental protection targets reflecting the anticipated level of benefits the program will achieve when fully enrolled

Example: The project may include a reduction in nitrogen loading to rivers and streams by 2,000,000 pounds from the current level when enrollment goals are reached.

- provide for a substantial financial commitment by State CREP partners

Notes: This commitment shall be not less than 20 percent of the total project cost. In addition, not less than 10 percent of the total project cost (1/2 of this 20 percent) **must** be provided by State CREP partners in the form of either of the following:

- direct new payments to program participants
- new funding for a CREP project.

Total cost of the CREP project is the sum of all Federal and State direct payments to participants plus all approved State In-Kind contributions.

State partners may use funds from other Federal sources towards the required 20 percent partner contributions provided that the Federal dollars are **not**:

- cost-share for practice establishment
- derived from USDA.

Note: Funds from other Federal sources **cannot** be used to meet required 20 percent State partner contributions unless written approval is obtained from the Federal source and submitted to the CREP Program Manager.

772 CREP Proposal Overview (Continued)

A New CREP Project Development Stages (Continued)

The following costs may **not** be counted towards the State 20 percent contribution of the total project cost for CREP:

- any funds offered from groups or individuals for CREP which are conditionally provided only if participants agree to enter into agreements to sell, lease or transfer carbon/timber/grazing, etc., back to the group or individual
- participant's portion of the cost to establish and maintain practices
- cost incurred by:
 - USDA or TSP to provide administrative or technical assistance for individual offers/contracts/plans
 - State partners outside the CREP project area
 - State partners in the CREP project area which are not targeted to achieve the same primary natural resource benefits as the CREP project
 - State partners before the CREP agreement is signed except for cost incurred because of the an environmental assessment and/or biological assessment
 - State partners to conduct an agreement signing ceremony
 - State partners after the CRP contracts expire
 - other State partner costs determined by USDA to be unsuitable.
- provide detailed project cost analysis with proposed total Federal and State CREP partner outlays needed to support the request

Note: State project cost analysis shall include but is not limited to the following:

- USDA and State partner costs for re-enrolling expiring CRP acreage in the project
- the net present value of Federal CRP rental payments and proposed annual State incentives using the discount rate required by OMB according to Circular A 94 if such payments are not expected to be outlaid in the first 2 years after the contracts are approved. Current rates posted at http://www.whitehouse.gov/omb/circulars/a094/a94_appx-c.html.

772 CREP Proposal Overview (Continued)

A New CREP Project Development Stages (Continued)

- be consistent with the CRP statute and regulations
- provide for interagency cooperation and provide detailed evidence of State and local agency, producer group, general community, and NGO support for the project, including letters of support, etc.

***--Note:** Copies of letters or other statements from local groups reflecting concerns or opposition obtained during this review stage, if any, must also be submitted.--*

- provide a detailed quantifiable monitoring and evaluation component to measure the success of the project
- provide appropriate surveys, maps (including GIS maps), GIS shape file of the project area, tables, and reports supporting the proposal
- provide detailed quantifiable and statistical analysis justifying all incentives and payments

Example: Provide a spreadsheet and narrative summary providing a cost comparison of opportunity costs and indicating incentives needed to replace some of the opportunity costs forgone.

- provide detailed analysis of the technical and administrative assistance needs and evidence of sufficient staff resources to meet the needs.

Note: See CREP proposal outline requirements in paragraphs 775 through 777.

B New Proposal Development/Approval Process

State CREP partners (including Tribal governments):

- develop the detailed CREP proposal after on-going consultation with appropriate FSA and other Federal agencies and any non-Federal partners participating in the proposal
- submit the proposal to the Secretary with a formal cover letter from the Governor's or Tribal office, or the appropriate designee, summarizing the project and requesting approval and also a copy to CEPD, attention CREP Program Manager, for review and comment.

After receiving a proposal, the National CREP Review Team will review the proposal and provide written comments to the State agency or Tribal representative. The State or Tribal representative should respond, in writing, addressing questions or issues raised.

772 CREP Proposal Overview (Continued)

F Addendums to Existing CREP Agreements

Addendums to existing CREP Agreements **must** be coordinated with all State CREP partners and Program Manager and:

- submitted to DAFP, attention Program Manager, including a cover letter summarizing the project changes and requesting approval
- include additional updated detailed project cost analysis, with adjusted Total Federal and State Partner outlays for any project changes proposed that will impact outlays to ensure the 20 percent State funding provisions of subparagraph A will continue to be met
- include any updated NEPA documents as determined necessary by FSA's National Environmental Compliance Manager

Note: Updated NEPA documents **must** be funded by CREP partners.

- submitted with sufficient analysis and documentation justifying the changes including any new GIS and other appropriate maps, new practice provisions, payment provisions, etc.
- *--**Note:** For amendments to existing CREP agreements where the project area will change, follow shapefile requirements in subparagraph A, step 5.--*
- reviewed by the National CREP Review Team
 - approved by the Program Manager
 - reviewed by OGC for legal sufficiency.

After tentative approval by the Program Manager, a minimum of 2 addendum documents **must** be signed by FSA-DAFP and by the manager of the lead State Partner agency, or State Governor if required by State law. One original CREP addendum shall be retained by the National Office and all other original documents may be retained by the applicable State or Tribal office for record keeping purposes.

Notes: Additional State supplements to 2-CRP and County FSA training may also be needed to support addendums to CREP agreements.

--No lands may be enrolled under the provisions of the approved addendums until USDA's CREP Program Manager approves a detailed State amendment to national CRP directives, which will provide a thorough description of CREP policies.--

772 CREP Proposal Overview (Continued)

G CREP Outreach

SED's shall contact key representatives of the State government and Tribal Representatives offer to make a general presentation on CREP.

FSA State Offices shall notify representatives of the State Technical Committee and commodity, environmental, and other potentially interested groups of the availability of CREP.

The FSA National Office will work with interested parties in determining the viability of CREP proposals. However, the State CREP partners are responsible for proposal development.

Note: Brochures, pamphlets, and a brief slide show outlining CREP are available upon request to FSA State and County Offices to assist in outreach activities. Contact PAS to receive a list of outreach materials.

Part 21 TIP

801 Overview

A Background

The Food, Conservation, and Energy Act of 2008 amendments to the Food Security Act of 1985, as amended, authorized \$25 million for the voluntary transition of land enrolled under an expiring CRP contract from a retired or retiring owner or operator to a beginning or SDA farmer or rancher to return the land to production for sustainable grazing or crop production.

Retired or retiring owners and operators who qualify under TIP may be eligible to receive annual rental payments for up to 2 additional years after the CRP-1 expiration date provided the transition is **not** to a family member as defined in Exhibit 2.

Note: Family members of the retired or retiring owners or operators may participate in TIP; however, the additional 2 years of annual rental payments will **not** be paid.

B TIP Regulation

An interim rule was published in the FR on May 14, 2010, which provides regulatory authority for TIP.

C Signup Period for TIP

Eligible retired or retiring owners and operators and beginning or SDA farmers or ranchers may enroll in TIP on a continuous basis beginning on **May 17, 2010**.

To be considered eligible, beginning or SDA farmers or ranchers and CRP participants must enroll in TIP during the period beginning 1 year before the CRP contract expiration date and *--the earlier of the following:

- August 15 of the year when the CRP contract is scheduled to expire
- \$25 million statutory limit has been reached.

Note: The August 15 deadline is to allow NRCS or TSP the required time to complete the TIP sustainable grazing or crop production conservation plans.--*

For contracts that expired on September 30, 2008 and 2009, or are scheduled to expire on September 30, 2010, TIP enrollment may begin immediately. Signup for contracts that expired on September 30, 2008, or September 30, 2009, ends on September 30, 2010.

CRP-1R's for CRP contracts already expired must be approved by October 1, 2010.

802 Eligible Land**A Eligible Land for TIP**

All or a portion of land under an expiring CRP contract may be eligible to enroll in TIP, if *--COC or CED determines that **all** of the following have been met:--*

- producer eligibility requirements in paragraph 803
- land eligibility requirements in subparagraph 804 B for contracts scheduled to expire on or after September 30, 2010

Note: See subparagraph 804 A for contracts that expired on September 30, 2008, or September 30, 2009.

- land under CRP-1 is in compliance according to 2-CRP, Part 17.

B Easement Eligibility for TIP

Land expiring from CRP-1 under an easement that would prohibit the land from being farmed in a sustainable manner is **not** eligible to be enrolled under CRP-1R.

803 Eligible Producers

A Retired or Retiring Owner or Operator Eligibility

To be eligible for TIP, producers must be retired or retiring owners or operators on land *--under an expiring CRP contract. See Exhibit 2 for definition.

Notes: An owner or operator that has livestock may meet the definition of retired or retiring farmer or rancher, provided that the livestock producer is no longer a producer of an agricultural crop. The livestock producer must certify that he or she will cease active labor in farming as a producer of agricultural crops on CRP-1R.

Absentee landowners who are **not** providing active labor as producers of agricultural crops may be eligible as a retired or retiring farmer or rancher, provided all other eligibility requirements are met.

One or more participants under CRP-1 may be eligible to transition land to a beginning or SDA farmer or rancher and enroll in TIP if **all** of the following have been met:--*

- at least 1 participant on an expiring CRP-1 is a retired or retiring farmer or rancher on the land as self-certified on CRP-1R
- persons or entities on the expiring CRP-1 must receive, in the aggregate, at least 50 percent of the annual rental payments

Note: The retired or retiring members of an entity must own at least 50 percent of the stock of the entity to be eligible for TIP.

- retired or retiring owner or operator agrees to sell, has a contract to sell, or leases the land for a minimum of 5 years to a beginning or SDA farmer or rancher before CRP-1R begins

Notes: See paragraph 807.

In the case of a long-term lease, the lease must be a nonrevocable long-term lease *--of at least 5 years, with or without an option to purchase the land, which must begin on the CRP-1R beginning date.--*

- retired or retiring owner or operator and beginning or SDA farmer or rancher have signed CRP-1R according to paragraph 805

803 Eligible Producers (Continued)

A Retired or Retiring Owner or Operator Eligibility (Continued)

- retired or retiring owner or operator agrees to allow beginning or SDA farmer or rancher to make conservation and land improvements, according to a modified conservation plan *--approved by NRCS or TSP, **beginning** on the date COC or CED approves CRP-1R--* according to paragraph 806.

Notes: Land improvements in the last year of the CRP contract under CRP TIP will **not** be permitted during the primary nesting season unless CRP-1 cover was already disturbed because of allowable land improvements started before the first day of the primary nesting season.

*--If land improvements are to be made in the last year of CRP-1 according to paragraph 806, CRP-1 participants must modify the CRP conservation plan according to the recommendations of NRCS or TSP.

Important: CRP participants:

- are responsible for the land under an expiring CRP-1 until that CRP-1 expires
- must modify the CRP-1 conservation plan if land improvements are to be made during the last year of CRP-1.--*

When 1 or more retired or retiring owners or operators on a CRP contract agree to transition their portion of the land under CRP-1 to beginning or SDA farmer or rancher, CCC may approve CRP-1R provided all signatories to CRP-1 sign CRP-1R and all other eligibility criteria are met. The land transfer must not have taken place until after participants have signed CRP-1R.

Note: All signatories to CRP-1 are **not** required to be retired or retiring; however, all CRP-1 *--signatories are required to sign CRP-1R. At least 1 participant with at least 50 percent share on CRP-1 must meet the retired or retiring farmer criteria. If all--* signatories on CRP-1 do **not** agree to sign CRP-1R, then the land is **not** eligible under TIP.

Example 1: Three participants have equal shares in an expiring CRP contract. Two of the participants are retiring and intend to participate in TIP. The land is eligible for TIP because the shares of the 2 retiring participants equal at least 50 percent provided all signatories sign CRP-1R and all other eligibility criteria have been met.

Example 2: Four participants have equal shares in an expiring CRP contract. Two of the participants are retiring and intend to participate in TIP. The land is eligible for TIP because the shares of the 2 retiring participants equal at least 50 percent provided all signatories sign CRP-1R and all other eligibility criteria have been met.

803 Eligible Producers (Continued)**A Retired or Retiring Owner or Operator Eligibility (Continued)**

Example 3: Five participants have equal shares in an expiring CRP contract. Two of the participants are retiring and intend to participate in TIP. The land is **not** eligible for TIP because the shares of the 2 retiring participants do **not** equal at least 50 percent of the shares on the expiring CRP contract.

***--Notes:** All CRP-1 shareholder signatories are eligible to receive the 2 years annual rental payments provided they have signed CRP-1R, are otherwise eligible, and the provisions of this paragraph are met.

TIP payments will be issued according to the shares at the time CRP-1 expires.--*

B Beginning or SDA Farmer or Rancher Eligibility

A beginning or SDA farmer or rancher may be eligible for TIP provided the beginning or SDA farmer or rancher agrees to **all** of the following:

- buy or lease (under a long-term lease of at least 5 years) the land under CRP-1 from a retired or retiring owner or operator during the last year of CRP-1 before its scheduled September 30 expiration
- develop and implement the required conservation plans according to paragraph 806
- self-certify and sign CRP-1R.

Notes: A minor combined with a parent or legal guardian in a farming operation under 4-PL, would not meet beginning farmer or rancher criteria until the minor is of legal age and no longer combined. In rare cases, where COC has determined the minor stands alone and is not combined with a parent or legal guardian, the minor may meet the beginning farmer or rancher definition provided COC determines the minor materially and substantially participates in the operation of the farm or ranch involved in CRP-1R.

For TIP, the definition of SDA farmer or rancher does **not** include gender. See Exhibit 2.

804 TIP for CRP-1's

A TIP for CRP-1's That Expired September 30, 2008, or September 30, 2009

Generally, TIP only applies to CRP-1's that expire on September 30, 2010, or later. However, retired or retiring owners or operators with CRP-1's that expired on September 30, 2008, and September 30, 2009, may be eligible to enroll in TIP provided **all** of the following apply:

- the land has not been sold or leased before signing CRP-1R
- producers are otherwise eligible under TIP provisions
- the conservation plan is modified to require sustainable grazing or crop production methods
- CRP-1R beginning date is October 1, 2010
- *--CRP-1R is approved by COC or CED no later than October 1, 2010.--*

The following provides examples for expired CRP-1's enrolled in TIP.

CRP-1 Expiration Date	Final CRP-1 Annual Rental Payment	CRP-1R Beginning Date	First Scheduled TIP Payment	Second Scheduled TIP Payment
September 30, 2008	October 2008	October 1, 2010	October 2011	October 2012
September 30, 2009	October 2009	October 1, 2010	October 2011	October 2012

Notes: Retired or retiring owners and operators who qualify under TIP may be eligible to receive annual rental payments for up to 2 additional years after the CRP-1 expiration date provided the transition is **not** to a family member as defined in Exhibit 2.

Members of the retired or retiring owner's or operator's family may participate in TIP; however, the additional 2 years of annual rental payments **cannot** be paid.

Land leased or sold **before** CRP-1R is signed is **not** eligible under TIP.

804 TIP for CRP-1's (Continued)

B TIP for CRP-1's That Expire on or After September 30, 2010

Generally, land subject to CRP-1R must be returned to production using sustainable grazing or crop production methods.

Beginning on October 1 that is 1 year before the CRP-1 scheduled expiration date of September 30, the retired or retiring owner or operator may sign CRP-1R to allow the beginning or SDA farmer or rancher to do 1 or more of the following:

- *--modify the current CRP-1 conservation plan to begin conservation and land improvements

Note: CRP-1 signatories are responsible for the CRP cover until CRP-1 expires. If land improvements are to be made in the last year of CRP-1, CPO must be modified by CRP-1 participants.--*

- begin the certification process under the Organic Foods Production Act of 1990
- offer eligible land into continuous CRP.

Note: Land improvements in the last year of the CRP contract under CRP TIP will **not** be permitted during the primary nesting season unless CRP-1 cover was already disturbed because of allowable land improvements started before the first day of the primary nesting season.

If all other eligibility requirements are met, the beginning or SDA farmer or rancher with an approved CRP-1R is eligible to offer transitioned land for continuous CRP according to Part 6, Section 1.

- *--**Note:** Eligible beginning or SDA farmers or ranchers with an approved CRP-1R will be eligible to re-enroll, beginning on May 1 of the year CRP-1 expires, partial field continuous conservation practices in CRP, according to a CRP conservation plan and the provisions of TIP. The re-enrolled acres will become effective on October 1 following the expiration of CRP-1 of the qualified retired or retiring owner or operator, provided that the beginning or SDA farmer or rancher has control of the property and meets all other qualifying conditions of CRP.--*

The beginning or SDA farmer or rancher enrolling into continuous CRP is **not required** to meet 12-month owner/operator criteria for acres under CRP-1R.

In cooperation with NRCS, County Offices must inform the beginning or SDA farmer or rancher to contact NRCS for more information about the opportunity to enroll in CSP or EQIP. Enrollment in CSP or EQIP must begin October 1, on or after CRP-1 expires.

Note: Land under CRP-1R is **not** eligible to be enrolled into general signup.

805 CRP-1R Signature Requirements**A Required Signatures**

CRP-1R must be signed by **all** of the following:

- retired or retiring owners or operators
- beginning or SDA farmer or rancher
- all signatories to CRP-1.

Exception: See subparagraph 335 C for signature requirement exceptions.

Note: See paragraph 810 for an example of CRP-1R.

--806 Required Conservation Plans for TIP*A Beginning or SDA Farmer or Rancher TIP Conservation Plan Requirements**

During the last year of CRP-1 before its scheduled expiration, the beginning or SDA farmer or rancher must develop a conservation plan that meets acceptable standards for sustainable grazing or crop production methods to be implemented beginning on the approved CRP-1R beginning date (item 8 A). The sustainable grazing and crop production methods must be designed as a part of an overall plan defined on an ecosystem level to be useful in creating integrated systems of plant and animal production practices that have a site-specific application that would:

- meet human needs for food and fiber
- enhance the environment and the natural resource base
- use nonrenewable resources efficiently
- sustain the economic viability of the farming operation.

The beginning or SDA farmer or rancher must complete **all** of the following for acres under CRP-1R:

- **sustainable grazing or crop production conservation plan** that meets NRCS FOTG for sustainable grazing or crop production methods according to this paragraph to be effective on the CRP-1R beginning date
- conservation plan according to Conservation Compliance Provisions of the 1985 Act that requires completing AD-1026 for HEL
- **CRP conservation plan** that meets the requirements for continuous CRP, CSP, or EQIP, as applicable, if enrolling the acres in 1 or more of these programs that are under CRP-1R after CRP-1 expires.--*

--806 Required Conservation Plans for TIP (Continued)*B Retired or Retiring Owner or Operator Conservation Plan Requirements**

Beginning on the first day of the last year of CRP-1, retired or retiring CRP participants with an approved CRP-1R must allow the beginning or SDA farmer or rancher to install certain conservation practices and institute land improvements that are consistent with the conservation plan during the last year of CRP-1 according to an approved modified conservation plan in consultation with NRCS or TSP.

Note: The retired or retiring farmer or rancher must, in consultation with FSA and NRCS or TSP, ensure that the CRP-1 conservation plan has been modified for land improvements agreed upon with the beginning or SDA farmer or rancher. The retired or retiring owner or operator is responsible for ensuring that the conservation plan is modified if land improvements are being made on land under CRP-1.

The following are allowable conservation and land improvements in the last year of CRP-1 under TIP, according to an approved modified conservation plan:

- preparing the land for certified organic food production
- laying out contours for contour buffer strips
- surveying and site preparation for contour farming
- installing filter strips
- installing fencing
- installing livestock watering facilities

Note: Grazing is **not** allowed before CRP-1 expiration.

- installing pipelines
- installing ponds
- installing terraces
- installing water wells
- installing waterways--*

--806 Required Conservation Plans for TIP (Continued)*B Retired or Retiring Owner or Operator Conservation Plan Requirements (Continued)**

- other potential improvements for re-enrolling acres into continuous CRP according to NRCS or TSP guidelines
- other appropriate practices as recommended by NRCS or TSP.

Notes: Land improvements in the last year of CRP-1 under CRP TIP will **not** be permitted during the primary nesting season unless CRP-1 cover was already disturbed because of allowable land improvements started before the first day of the primary nesting season.

Land improvements in the last year of CRP-1 do not include planting a commodity crop except when used as a temporary cover establishing conservation practices.

CRP C/S assistance is **not** authorized for TIP.

Using other Federal C/S assistance requires refund of CRP C/S assistance according to subparagraph 491 B.

Generally, only the acres under CRP-1R must be returned to sustainable grazing or crop production methods.

Notes: CRP-1 provisions continue to apply through its expiration for land **not** covered by CRP-1R.

For expired CRP-1 land that is **not** enrolled in an approved TIP CRP-1R, the land may be returned to an agricultural commodity using normal crop production methods in compliance with Conservation Compliance Provisions of the 1985 Act. See 6-CP.

C TIP and Early Land Preparation

Certain conservation and land improvements are allowable in the last year (beginning October 1 of the year CRP-1 expires) of CRP-1 as provided in subparagraph B.

Early land preparation provisions in paragraph 637 generally apply to land enrolled under a TIP modification to CRP-1. However, if the desired early land preparation activity conflicts with acceptable standards for sustainable grazing or crop production, then early land preparation provisions must **not** be used.

Important: TIP participants requesting early land preparation must follow all of the provisions in paragraph 637.--*

--806 Required Conservation Plans for TIP (Continued)*C TIP and Early Land Preparation (Continued)**

Activities allowable under TIP in the last year of CRP-1 relates to conservation and land improvements. As a general matter, destruction of the cover before CRP-1 is expired should **not** be approved. If, however, in the extraordinary case where NRCS or TSP determines that allowing the cover to be disturbed in the last year of CRP-1 to prepare to plant an agricultural crop after CRP-1 expires meets the criteria of a sustainable conservation system, the CRP conservation plan may be modified.--*

807 Approving CRP-1R's**A Requirements Before CRP-1R Approval**

Before approving CRP-1R's, County Offices shall:

- ensure that a separate CRP-1R is completed and signed for each **expiring** CRP-1 enrolled in TIP

***--Note:** CRP-1R must be approved no later than September 30 of the year CRP-1 expires. See the exception in subparagraph 804 A.

- determine acres to be transitioned
- ensure that the retired or retiring owner or operator and beginning or SDA farmer or rancher has completed all required conservation plans according to paragraph 806, as applicable--*
- ensure retired or retiring owners or operators have provided sufficient evidence that the land entered into under TIP will be either sold or long term leased to a beginning or SDA farmer or rancher effective the day the CRP-1R begins.

Note: Sufficient evidence must include 1 of the following:

- written long term lease (at least 5 years duration)
- contract for deed
- statement signed by TIP participants reflecting either the long term lease or contract to sell.

807 Approving CRP-1R's (Continued)***--B COC or CED Approval of CRP-1R's**

COC or CED shall approve CRP-1R's if all of the following are met:--*

- all required signatures have been obtained on all related CRP forms and conservation plans according to paragraphs 805, 806, and 808
- *--a modified conservation plan is approved for land improvements in the last year of CRP-1, if applicable--*
- the conservation plan is consistent with polices in Part 11
- all producer eligibility criteria has been met
- all land eligibility criteria has been met
- sufficient evidence has been provided according to subparagraph A.

C COC Responsibilities

COC or designee, shall:

- approve/disapprove CRP-1R, as applicable
- sign and date CRP-1R
- follow conflict of interest provisions in 22-PM.

*--**Note:** COC or CED shall **not** approve CRP-1R until **all** requirements in subparagraph B--* has been met.

D Approval Responsibilities

Follow the provisions for approval responsibilities for CRP-1R's according to subparagraph 401 D.

E County Office Action

After requirements in subparagraphs A through D have been met, notify the retired or retiring owner or operator and the beginning or SDA farmer or rancher in writing of approval/disapproval of CRP-1R's.

808 CRP-1R Provisions**A CRP-1R Duration**

CRP-1R begins on October 1 that is the day after the CRP-1 scheduled expiration date and ends 2 years following the CRP-1 expiration date of September 30.

Exception: For CRP contracts that expired in 2008 or 2009, the beginning date of CRP-1R is October 1, 2010.

Note: Preparing or installing certain conservation practices may occur up to 1 year before the beginning date of CRP-1R according to paragraph 806.

***--Example:** A retired operator has land under CRP contract that expires on September 30, 2010. The retiring operator and SDA farmer signed CRP-1R on June 14, 2010, and the retired operator modified the CRP-1 conservation plan to make conservation land improvements in the last year of CRP-1. COC or CED approved the modified conservation plan and CRP-1R on August 1, 2010.--*
CRP-1R goes into effect October 1, 2010.

B CRP-1R Payments

Retired or retiring owners or operators with an approved CRP-1R may receive up to 2 additional annual rental payments **after CRP-1 expires** provided that the retired or retiring owner or operator is **not** a family member of the beginning or SDA farmer or rancher according to the definition of family member in Exhibit 2.

Example: The retired or retiring farmer and a nonfamily member beginning or SDA farmer or rancher completed and signed CRP-1R on May 17, 2010, for CRP-1 scheduled to expire on September 30, 2010. The CRP-1R period is October 1, 2010, through September 30, 2012. The retired or retiring owner or operator may receive the first CRP-1R payment after October 1, 2011, and the final TIP payment after October 1, 2012, provided all other payment eligibility criteria are met.

808 CRP-1R Provisions (Continued)**C CRP TIP Payment Limitation**

Payment limitation as applicable for other CRP-1's will be applied to CRP-1R annual rental payments.

D CRP TIP AGI Provisions

The AGI determination of the expiring CRP-1 will continue for the additional 2 years for annual rental payments under TIP.

E Succeeding to CRP-1R

*--A new owner of land, purchased from the retired owner or operator, that was transitioned under TIP and is under a long-term lease with a beginning or SDA farmer or rancher, may succeed to an approved CRP-1R, provided the successor continues to honor the lease with the beginning or SDA farmer or rancher and all the provisions of CRP-1R are met.

Important: To ensure TIP payments are issued correctly, all succession-in-interest to CRP-1R's must be reported to Kimberly Wright, CEPD, Conservation Automation Branch, by e-mail at **kimberly.wright@wdc.usda.gov**.*

808 CRP-1R Provisions (Continued)

***--F Modifications to CRP-1R's for Payments**

Allowable modifications to TIP CRP-1R's are:

- TIP contract number on CRP-1R and on the TIP spreadsheet **must** be identical to the CRP-1 number in the System 36 CRP Contract File at the time CRP-1 expires for TIP payments to be processed and issued

Note: Any revision to CRP-1 number in the last year of CRP-1 **must** be revised on the approved TIP CRP-1R.

Example: If CRP-1 number is 314A when CRP-1 expires, then CRP-1R number **must** be 314A-TIP. See 2-CRP, subparagraph 810 A, item 2 for TIP CRP-1R numbering procedure.

- TIP acres **must** be less than or equal to the acres on the expiring CRP-1.

Notes: If the acres being transitioned are less than the expiring CRP-1 acres, then CRP-1 **must** be revised in System 36 **before** CRP-1 expires to reflect the correct acres being transitioned. See 1-CRP for procedure for revising CRP-1's.

Before TIP payments can be issued, the data on CRP-1R and the System 36 CRP Contract File for the expiring CRP-1 **must** match.

Example: Changes to CRP-1 that will require a revision to CRP-1R are:

- CRP-1 numbers
- CRP-1 corrections
- CRP-1 participants and shares.

Note: Unless correcting a data entry error, the following CRP-1R fields must **not** be changed:

- Rental Rate Per Acre CRP-1
- CRP-1R Beginning Date
- CRP-1R End Date.--*

809 Outreach

A Targeting Beginning or SDA Farmers or Ranchers

FSA will announce TIP through press releases, newsletters, and any other available means. In addition, State and County Offices must conduct additional outreach activities to ensure participation of beginning or SDA farmers or ranchers.

For outreach efforts specific to this notice, State Offices must ensure, using all available means, that beginning or SDA groups are informed of the opportunities provided under TIP.

State Offices must prioritize efforts to plan targeted outreach activities jointly with partner organizations whose mission specifies service to target groups as beginning or SDA farmers or ranchers.

810 Completing CRP-1R's

A Instructions for Completing CRP-1R

Complete CRP-1R according to the following.

Item	Instructions
1	Enter State and county code and administration location.
2	Enter CRP-1R number. Note: Expiring CRP-1 contract number from CRP-1, item 3, plus the extension "TIP". Example: 567-TIP
3	Enter acres for enrollment into TIP.
4	Enter farm number.
5	Enter tract number.
6	Enter County Office address and telephone number.
7	Enter rental rate/acre from CRP-1, item 7.
8A	Enter TIP beginning date (beginning date of CRP-1R). See subparagraph 808 A.
8B	Enter TIP ending date (ending date of CRP-1R). See subparagraph 808 A.
9	Retired or retiring owner or operator and beginning or SDA farmer or rancher shall read the self-certification statement.
10	Participants shall read and fill in the CRP contract number.
10A	Require retired or retiring owner or operator to print name, enter share on CRP-1, sign, and date.
10B	Require beginning or SDA farmer or rancher to print name, sign, and date. Note: Do not enter share for beginning or SDA farmer or rancher.
10C	Require CRP-1 signatories to print name, enter share on CRP-1, sign, and date.
11	*--COC or CED approves CRP-1R.--*

810 Completing CRP-1R's (Continued)

B Example of CRP-1R

The following is an example of CRP-1R.

Note: CRP-1R is available at <http://intra3.fsa.usda.gov/dam/ffasforms/currentforms.asp>.

This form is available electronically.

CRP-1R (05-14-10) U.S. DEPARTMENT OF AGRICULTURE Commodity Credit Corporation CONSERVATION RESERVE PROGRAM TRANSITION INCENTIVES PROGRAM CONTRACT	1. ST. & CO CODE & ADMIN. LOCATION 46 029		2. TIP CONTRACT NUMBER 567 TIP			
	3. ACRES FOR ENROLLMENT 15.1	4. FARM NUMBER 4768	5. TRACT NUMBER(S) 2258			
6. COUNTY OFFICE ADDRESS (Include Zip Code) Codington County FSA Office PO Box 1536 810 10 th Ave. SE Watertown, SD 57201 TELEPHONE NUMBER (Include Area Code): 605-886-8202		7. RENTAL RATE 58.00		8. CONTRACT PERIOD <table border="1"> <tr> <td>A. BEGINNING (MM-DD-YYYY) 12/01/2010</td> <td>B. ENDING (MM-DD-YYYY) 09/10/2012</td> </tr> </table>	A. BEGINNING (MM-DD-YYYY) 12/01/2010	B. ENDING (MM-DD-YYYY) 09/10/2012
A. BEGINNING (MM-DD-YYYY) 12/01/2010	B. ENDING (MM-DD-YYYY) 09/10/2012					

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. 714 et seq.), and the Food, Conservation, and Energy Act of 2008 (Pub. L. 110-246). The information will be used by CCC to consider and, if so decided, process the offer to enter into a Conservation Reserve Program contract, to assist in determining eligibility, and to determine the correct parties to the Conservation Reserve Program contract. The information collected on this form may be disclosed to other Federal, State, and 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). Information provided hereunder will be subject to the provisions of section 1619 of Pub. L. 110-246, section 2004 of Pub. L. 107-171, the Privacy Act, and other applicable privacy laws. Providing the requested information is voluntary. However, failure to furnish the requested information will result in a determination of ineligibility to offer to enter into a Conservation Reserve Program contract.

This information collection is exempted from the Paperwork Reduction Act, as it is required for administration of the Food, Conservation, and Energy Act of 2008 (see Pub. L. 110-246, Title II, Subtitle J - Miscellaneous Conservation Provisions). The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided. 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.**

9. CERTIFICATION:

By signing below, the retired or retiring participant in Item 10A(1) certifies to all of the following: (1) I/we have either retired from farming or am retiring from farming within 5 years; (2) effective on the date in Item 8A, I have sold, have a contract to sell, or leased under a non-revocable long-term lease of at least 5 years, the acres identified in Item 3 to the beginning or socially disadvantaged farmer(s) or rancher(s) identified in Item 10B(1); (3) I will no longer operate the acres identified in Item 3 beginning on the date in Item 8A; and (4) the beginning or socially disadvantaged farmer(s) or rancher(s) in Item 10B(1) may: a) begin Organic Foods Production Certification, b) develop a conservation plan and install practices and initiate land improvements consistent with the conservation plan as necessary, and c) offer to enroll under continuous Conservation Reserve the acres identified in Item 3.

By signing below, the beginning or socially disadvantaged farmer or rancher identified in Item 10B(1) certifies: (1) I am a beginning farmer or rancher or a socially disadvantaged farmer or rancher as defined in the regulations at 7 CFR Part 1410; (2) I agree to develop and implement a conservation plan in compliance with the Conservation Compliance Provisions of the Food Security Act of 1985, Pub. L. 99-198 (the 1985 Act), which requires completion of form AD-1026; (3) I agree to develop and implement a conservation plan that meets applicable standards for sustainable grazing and/or crop production methods on the acres identified in Item 3; (4) I understand that I may be eligible to enroll in the Conservation Stewardship Program under 7 CFR Part 1470 or the Environmental Quality Incentives Program under 7 CFR Part 1466; (5) I understand that I may be eligible to enroll under the continuous Conservation Reserve Program; and (6) I understand that I may begin Organic Foods Production Certification.

10. PARTICIPANTS: (As a signatory to CRP contract 567, I agree to allow this contract to be modified under the TIP provisions.)

A(1) RETIRED OR RETIRING FARMER OR RANCHER NAME AND ADDRESS (Zip Code): Joe Farmer	(2) SHARE 75 %	(3) SIGNATURE (BY): /s/ Joe Farmer (4) TITLE/RELATIONSHIP (of Individual Signing in the Representative Capacity) (If more than three individuals are signing, continue on attachment.)	DATE (MM-DD-YYYY)
B(1) BEGINNING OR SOCIALLY DISADVANTAGED FARMER OR RANCHER NAME AND ADDRESS (Zip Code): Peter Lancer	(2) SHARE %	(3) SIGNATURE (BY): /s/ Peter Lancer (4) TITLE/RELATIONSHIP (of Individual Signing in the Representative Capacity) (If more than three individuals are signing, continue on attachment.)	DATE (MM-DD-YYYY)
C(1) PARTICIPANT'S NAME AND ADDRESS (Zip Code): Gladys Forsyth	(2) SHARE 10 %	(3) SIGNATURE (BY): /s/ Gladys Forsyth (4) TITLE/RELATIONSHIP (of Individual Signing in the Representative Capacity) (If more than three individuals are signing, continue on Page 2)	DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on Page 2)

11. CCC USE ONLY - Payments according to the shares are approved.	A. SIGNATURE OF CCC REPRESENTATIVE	B. DATE (MM-DD-YYYY)
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The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). 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.

810 Completing CRP-1R's (Continued)

B Example of CRP-1R (Continued)

CRP-1R (05-14-10)		CONTINUATION OF ITEM 10		Page 2 of 2
A(1) RETIRED OR RETIRING FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>): Sue Olson	(2) SHARE 10 %	(3) SIGNATURE (BY): <i>/s/ Sue Olson</i>	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
B(1) BEGINNING OR SOCIALLY DISADVANTAGED FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
C(1) PARTICIPANT'S NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
A(1) RETIRED OR RETIRING FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
B(1) BEGINNING OR SOCIALLY DISADVANTAGED FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
C(1) PARTICIPANT'S NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
A(1) RETIRED OR RETIRING FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
B(1) BEGINNING OR SOCIALLY DISADVANTAGED FARMER OR RANCHER NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		
C(1) PARTICIPANT'S NAME AND ADDRESS (<i>Zip Code</i>):	(2) SHARE %	(3) SIGNATURE (BY):	DATE: (MM-DD-YYYY)	
		(4) TITLE/RELATIONSHIP (<i>of Individual Signing in the Representative Capacity</i>)		

811 Processing Applications for TIP

A TIP Application Process

The following provides a chronological guide for processing applications for TIP.

Step	Action
1	FSA will announce TIP through press releases, newsletters, and any other available means. In addition, State and County Offices will conduct additional outreach activities to ensure participation of low income and minority producers.
2	<p>A producer is interested in enrolling in TIP. County Offices shall:</p> <ul style="list-style-type: none"> • review TIP with the producer • provide the producer with the TIP factsheet and discuss applicable program provisions • explain producer, land, and other eligibility requirements.
3	<p>The retired or retiring owner or operator and beginning or SDA farmer or rancher will initiate CRP-1R and identify the following:</p> <ul style="list-style-type: none"> • State and county code where the acreage being transitioned is administratively located • expiring CRP contract to transition under TIP • TIP contract number and contract acres <p>Note: Expiring CRP-1 contract number from CRP-1, item 3, plus the extension "TIP".</p> <p>Example: 567-TIP</p> <ul style="list-style-type: none"> • number of CRP-1 transition acres • farm number • tract number • rental rate/acre from CRP-1, item 7.
4	Retired or retiring owner or operator will self-certify to selling or long-term leasing expiring acres on CRP-1R.

811 Processing Applications for TIP (Continued)

A TIP Application Process (Continued)

Step	Action
5	Beginning or SDA farmer or rancher will self-certify on CRP-1R.
6	The following producers will sign CRP-1R: <ul style="list-style-type: none"> • retired or retiring owners and operators • beginning or SDA farmers or ranchers • all signatories to CRP-1.
7	Retired or retiring owner or operator and beginning or SDA farmer or rancher will work with NRCS or TSP to develop and complete the modification of conservation plan if land improvements will be made on the land subject to CRP in the last year of CRP-1.
8	Beginning or SDA farmer or rancher will: <ul style="list-style-type: none"> • develop and implement a conservation compliance plan and submit a completed AD-1026 to the administrative county • ensure that the conservation plan meets applicable standards for sustainable grazing and/or crop production methods.
9	*--COC or CED after review will provide CRP-1R approval.--*

812 Managing CRP-1R TIP Contracts and Spot Check Policy

A Participant Responsibilities

All signatories on a CRP-1R are jointly and severally responsible for complying with the terms and conditions of CRP-1R.

Exception: Only signatories that have a share of CRP-1R **and** the beginning or SDA are responsible for compliance. Zero share CRP-1R signatories are not jointly responsible.

B Examples of Violations under TIP

COC shall consider a participant to be in violation of CRP-1R if:

- retired or retiring and/or beginning or SDA withdraws CRP-1R after signing CRP-1R
- participants voluntarily break long term lease or contract for deed after signing CRP-1R
- participants erroneously self-certified to TIP definitions according to paragraph 803

Note: COC will use personal knowledge to determine accuracy of self-certification on CRP-1R.

- participants do not follow the applicable conservation plan for TIP.

Notes: County Office will spot check 15 percent of TIP conservation plans until enrollment into TIP reaches the minimum number needed to draw a statistically reliable sample.

County Office will spot check the conservation plans for TIP through the end date of CRP-1R according to subparagraph 808 A.

If COC determines 1 or more of the participants are in violation of the terms and conditions of CRP-1R, COC will assess a \$1,500 per CRP-1R to the applicable participant or participants, in addition to refunds plus interest for any TIP payments issued before the violation was discovered. In the case of a violation, any unpaid TIP payments will not be issued. COC shall determine the participant or participants in violation and assess damages as applicable.

812 Managing CRP-1R TIP Contracts and Spot Check Policy (Continued)***--C Waiving TIP Liquidated Damages**

Determinations to waive liquidated damages shall be made on a case-by-case basis. CRP-1R termination does not automatically warrant waiving liquidated damages. When considering granting waivers, COC and STC shall consider:

- the circumstances in which the contract was terminated
- the agreement by the participants at time of enrollment to transition the acreage for the full term of CRP-1R
- whether the acreage will be restored to production using sustainable methods
- the effect the termination has on the participants.

COC may waive up to 50 percent of the assessed liquidated damages or recommend waiver of 100 percent to STC.

STC may approve requests to waive all liquidated damages.

Liquidated damages shall not be waived when COC or STC determines there was not a good faith effort to comply with the terms and conditions of CRP-1R.

D Submitting Waiver Requests

COC shall submit fully documented requests to STC. Include the following when preparing requests:

- producer's written request
- COC findings
- specific COC recommendations and basis for recommendation, including determination on whether liquidated damages shall be assessed
- copies of all program documents and other County Office records.

E Request for Waivers

For waiver of refunds for TIP, see paragraph 576.--*

Reports, Forms, Abbreviations, and Redelegations of Authority

Reports

The following lists the required report of this handbook.

Reports Control Number	Title	Reporting Period	Submission Date	Negative Reports	Reference
CEP-58R	Status of CRP Research Project Report	Annually	State Offices submit to Director, CEPD by end of FY	Not required	636

Forms

The following lists all forms referenced in this handbook.

Number	Title	Display Reference	Reference
AD-245	Request for Cost Shares		Text, Ex. 2, 41
AD-862	Conservation Reporting and Evaluation System		Text, Ex. 11
AD-893	Recommendation of Percent of Cropland To Be Enrolled in CRP/WRP	83	81
AD-894	Request for Cropland Waiver	82	81
AD-1026	Highly Erodible Land Conservation (HELC) and Wetland Conservation (WC) Certification		Text
CCC-36	Assignment of Payment		465
CCC-37	Joint Payment Authorization		465
CCC-502	Farm Operating Plan		35, 519
CCC-505	Voluntary Permanent CAB/Contract Acreage Reduction		401
CCC-526	Payment Eligibility Average Adjusted Gross Income Certification		35, 131
CCC-674	Certification for Contracts, Grants, Loans, and Cooperative Agreements	Ex. 6	6
CCC-770-CRP1	CRP Contract Approval Checklist	Ex. 35	7
CCC-770-CRP2	CRP Cost Share Payment Checklist	Ex. 35	7
CCC-770-CRP3	CRP Annual Rental Payment Checklist	Ex. 35	7, 462
CCC-770-CRP4	CRP PIP, CP23, CP23A, CP37 and SIP Payment Checklist	Ex. 35	7

Reports, Forms, Abbreviations, and Redelegations of Authority (Continued)

Forms (Continued)

Number	Title	Display Reference	Reference
CCC-901	Members Information 2009 and Subsequent Years		35, 519
CCC-920	Grassland Reserve Program Contract		401
CCC-926 <u>1/</u>	Average Adjusted Gross Income (AGI) Statement		35, 131
CCC-931	Average Adjusted Gross Income (AGI) Certification and Consent to Disclosure of Tax Information		35, 131, 401
CRP-1	Conservation Reserve Program Contract	Ex. 21, 31	Text, Exhibits
CRP-1 Appendix	Appendix to Form CRP-1, Conservation Reserve Program Contract	Ex. 29	Text
CRP-1 Continuation	Continuation to the Conservation Reserve Program (CRP) Contract		211
CRP-1E Addendum	Addendum Regarding Possession of Conservation Reserve Program (CRP) Property Held by Federal Agency		551
CRP-1G Addendum	CRP-1 Modification to Allow Early Land Preparation	637	35
CRP-1L	Emergency Forestry Conservation Reserve Program Contract		261, 263, 264, Ex. 11
CRP-1R	Conservation Reserve Program Transition Incentives Program Contract	810	Text
CRP-2	Conservation Reserve Program Worksheet	333	Text, Ex. 11, 21, 26
CRP-2C	Conservation Reserve Program Worksheet (for Continuous Signup)	212	Text, Ex. 5
CRP-2F	Emergency Forestry Conservation Reserve Program Worksheet		81
CRP-20	Notice of Conservation Reserve Program (CRP) Contract Termination		551
CRP-23	Notice Regarding Accepted CRP Offers	Ex. 5	215, 341
CRP-24	Notice of Contract Approval	Ex. 5	

1/ CCC-926 is obsolete; however, is still in effect for existing CRP contracts.

Reports, Forms, Abbreviations, and Redelegations of Authority (Continued)

Abbreviations Not Listed in 1-CM

The following lists approved abbreviations not listed in 1-CM.

Approved Abbreviation	Term	Reference
CAB	crop acreage base	240
COLS	Conservation Online System	81, 286, 332, 339, Ex. 21
CP	conservation practice	Text, Ex. 11, 26
CPO	Conservation Plan of Operation	669
CPA	conservation priority area	Text, Ex. 11, 18, 26
C/S	cost share	Text and Exhibits
CREP	Conservation Reserve Enhancement Program	Text
CRP-SIP	CRP-Signing Incentive Payment	Text, Ex. 11
CSP	Conservation Stewardship Program	151, 804, 806
EA	environmental assessment	Text
EBI	environmental benefits index	Text, Ex. 26
EI	erodibility index	81, 151, 774, Ex. 2, 11, 26
EFCRP	Emergency Forestry Conservation Reserve Program	66, Part 9, 546, Ex. 2, 11
ESA	Endangered Species Act	366, 367
EQIP	Environmental Quality Incentives Program	Text
EWP	Emergency Watershed Protection Program	554, 571, 575, 630
EWRP	Emergency Wetlands Reserve Program	81, 571
FONSI	Finding of No Significant Impact	665, 772
FOTG	Field Office Technical Guide	Text, Ex. 11, 26
FWP	Farmable Wetlands Pilot Program	Text, Ex. 11
GIS	Geographic Information System	550, 772, 773
HFRP	Healthy Forest Restoration Program	554, 575, 630
HUC	hydrologic unit code	Ex. 26
MPL	marginal pastureland	212, 312
NEPA	National Environmental Policy Act	366, 367, 716, 772
NHPA	National Historic Preservation Act	366, 367
NIFA	National Institute of Food and Agriculture	18, 82, 83, 522, 523, 775
NOAA	National Oceanic and Atmospheric Administration	367
NGO	Non-Government Organization	771, 772, 775

Reports, Forms, Abbreviations, and Redelegations of Authority (Continued)

Abbreviations Not Listed in 1-CM (Continued)

Approved Abbreviation	Term	Reference
PAS	Public Affairs Staff, FSA	772
PIP	practice incentive payment	Text, Ex. 11
PLS	pure live seed	426, 491
PNIF	private nonindustrial forestland	261, 262, Ex. 2, 11
PV	present value	264
RA	regional attorney	Text
REX	re-enrollments and extensions	335, 546, 571, Ex. 20
RKLS	Gross Potential Erosion or Potential Erosion	Ex. 26
RUSLE	Revised Universal Soil Loss Equation	52, 151, Ex. 26
SAFE	State Acres for Wildlife Enhancement	Text
SEC	State Environmental Coordinator	367, 639, 692
SHPO	State Historic Preservation Officer	367, 772, 776
SRC	State Resource Conservationist	Ex. 11
SRR	soil rental rate	Text, Ex. 11
TERRA	Tool for Environmental Resource Results Assessment	171, 181, 286
THPO	Tribal Historic Preservation Officer	367
TIP	Transition Incentive Program	401, 576, 577, Part 21
TIPA	Transition Incentive Program Agreement	126, 463, 577
TSP	Technical Service Provider	Text, Ex. 2, 11, 26
USLE	Universal Soil Loss Equation	151
WBP	Water Bank Program	101, 401
WEQ	Wind Erosion Equation	52, 151
WESL	Wind Erosion Soils List	Ex. 26
WHIP	Wildlife Habitat Incentive Program	151, 181
WRI	wetland restoration incentive	461, 462, 574, Ex. 11

Redelegations of Authority

The following table lists redelegations of authority in this handbook.

Redelegation	Reference
STC may delegate an official representative to sign documents.	31
COC may delegate to CED the responsibility to approve requests for haying and grazing.	664, 680, 693, 716, 720, 721, 741

Definitions of Terms Used in This Handbook

Affected Acres

Affected acres are the designated CRP acres, as determined by COC, to be in violation of a term or condition of CRP-1.

Agricultural Commodity

An agricultural commodity is any crop planted and produced:

- by annual tilling of the soil
- on an annual basis by one-trip planters.

The following are agricultural commodities:

- sugarcane planted or produced in a State
- alfalfa and other multiyear legumes and grasses:
 - grown in rotation with another agricultural commodity
 - not to exceed 12 years.

Annual Rental Payment

Annual rental payment is, unless the context indicates otherwise, the annual payment specified in the CRP contract that, when authorized, is made to a participant to compensate a participant for placing eligible land in CRP, including any incentive payments **that are not specifically cost-shares**.

Approved Conservation Plan

An approved conservation plan is a plan that contains:

- approved cover
- other required practices necessary for establishing and maintaining cover
- a schedule for installing conservation practices to provide adequate environmental benefits on eligible cropland.

Definitions of Terms Used in This Handbook (Continued)**Arbitrary Holddown**

Arbitrary holddown is a predetermined amount that the C/S payment **must** not exceed.

Beginning Farmer or Rancher

A beginning farmer or rancher is, as determined by CCC, a person or entity who:

- *--has not been a farm or ranch operator or owner for more than 10 consecutive years--*
- materially and substantially participates in the operation of the farm or ranch involved in the CRP contract modification
- if an entity, is an entity in which 50 percent of the members or stockholders of the entity meets the first 2 requirement of this definition.

Commercial Pond-Raised Aquaculture Facility

A commercial pond-raised aquaculture facility is, as determined by CCC, any earthen facility from which \$1,000 or more of freshwater food fish were sold or normally would have been sold during a calendar year.

Conservation District

Conservation District is a subdivision of a State that is organized according to the applicable State conservation district law.

Conserving Use

Conserving use means a use of cropland with such rotation requirement, if any, as may be specified by DAFP, for any alfalfa and other multi-year grasses and legumes planted during 2002 through 2007, any summer fallow during 2002 through 2007, and in the case of land previously enrolled in the program where the grass cover required by CRP-1 continues to be maintained as though still enrolled. Where the land use for a year qualifies as a “conserving use”, the land for that year shall, for the purposes of eligibility under 7 CFR § 1410.6 (a)(1), be considered to have been planted to an “agricultural commodity.”

Letters Notifying Producers of Offer and Eligibility Status

A Example of CRP-23

The following is an example of CRP-23.

Note: The producer is not required to notify the County Office in writing; however, the County Office shall notate the producer's response in the CRP folder. See paragraph 341.

*--

	United States Department of Agriculture	Farm and Foreign Agricultural Services	Farm Service Agency
---	--	--	---------------------------

NOTICE REGARDING ACCEPTABLE CRP OFFERS

Date: (MM-DD-YYYY) _____

Dear: _____

This notice is to inform you that your offer on tract _____ under the Conservation Reserve Program (CRP) has been determined acceptable by the National Office.

The Natural Resources Conservation Service (NRCS) or Technical Service Provider (TSP) must develop a plan, approved by the Conservation District, and signed by all signatories on the CRP contract offer to participate in the CRP. So that we may continue to process your offer, you should continue to work with NRCS or TSP to obtain the required plan on the acreage which is subject to the offer. Your offer cannot be approved by the County Committee without an approved conservation plan.

Practices to be carried out under CRP may be started with the understanding that cost-share payments will **not** be made if the practice is not included in the approved conservation plan.

You have 30 days from the date of this letter to notify this office of whether you want your offer approved to participate in the CRP so that NRCS or TSP may begin plan development. If we do not hear from you within the 30-day period, we will reject your offer and assess liquidated damages. Liquidated damages will also be assessed if you decide not to participate. Damages will equal 25 percent of your offer rate times the number of acres offered for CRP.

The same acreage cannot be enrolled under CRP and Direct and Counter-Cyclical Program (DCP). The total of the CRP and DCP acres on a farm cannot exceed the total eligible land for the program on the farm. The owner of the land offered for CRP may be required to reduce all or a portion of DCP acreage before CRP-1 will be approved. Please contact the _____ County FSA Office for more information.

Sincerely,

County Executive Director

CRP-23 (02-13-12)


An Equal Opportunity Provider and Employer

--*

Letters Notifying Producers of Offer and Eligibility Status (Continued)

B Using CRP-23

Because continuous signup offers and standard signup offers are not processed in the same manner and certain provisions do not apply to both offer types, County Offices **must** ensure that the correct information is provided in CRP-23.

CRP-23 **must** be:

- reproduced locally, including form number and date
- prepared in duplicate
- mailed to producers **before** CRP-1 is approved.

County Offices shall:

- for standard signup offers:
 - use CRP-23 to notify producers that:
 - their CRP offer has been determined acceptable by the National Office
 - they have 30 days from the date of the letter to notify the County Office whether they want the offer approved provided all eligibility requirements are met
 - liquidated damages will be assessed if they decide not to participate
 - they **must** work with the technical agency to develop a conservation plan
 - the same acreage cannot be enrolled under CRP and DCP

***--Note:** See subparagraph 401 B.--*

- mail original CRP-23 to producer and file copy with the offer
- adapt CRP-23 to fit the situation

Letters Notifying Producers of Offer and Eligibility Status (Continued)**B Using CRP-23 (Continued)**

- for continuous signup offers:
 - use CRP-23 to notify producers that:
 - their CRP offer has been determined acceptable by COC
 - they **must** work with the technical agency to develop a conservation plan
 - the same acreage cannot be enrolled under CRP and DCP
 - *--**Note:** See subparagraph 401 B.--*
 - the offer will be void if CRP-1 is not approved within 6 months of the date the producer signs CRP-2C
 - all crops **must** be removed from the acreage before CRP-1 effective date
 - if applicable, producer will be notified when CRP-1 is completed and ready for producer's signature; see paragraph 214
 - starting the practice before CRP-1 approval is at the producer's own risk
 - a paid-for measurement service is required, if applicable
- mail original CRP-23 to producer and file copy with the offer
- adapt CRP-23 to fit the situation
- not include language regarding assessment of liquidated damages.

Letters Notifying Producers of Offer and Eligibility Status (Continued)

C Example of CRP-24

The following is an example of CRP-24.

	United States Department of Agriculture	Farm and Foreign Agricultural Services	Farm Service Agency	[Enter]
---	--	--	---------------------------	---------

NOTICE OF CONTRACT APPROVAL

Date (MM-DD-YYYY) _____

Dear: _____

Your offer to place land in the Conservation Reserve Program (CRP) has been approved by the _____ County Committee.

Enclosed are your signed copies of the CRP contract and attachments. The effective date of the CRP contract is _____.

Form AD-245 is provided for those conservation practices that are to be established in accordance with the approved conservation plan as part of your contract. When the practices are completed, you must provide this office a report of performance by signing the AD-245 and include all receipts affiliated with practice establishment so cost-share payment can be made.

Sincerely,

County Executive Director

Enclosures

CRP-24 (07-23-10)


An Equal Opportunity Provider and Employer

National CRP Practices

CP1 Establishment of Permanent Introduced Grasses and Legumes

A Purpose

*--This practice is to establish new or maintain existing vegetative cover of introduced grasses and legumes on eligible cropland that will enhance environmental benefits.

B Program Policy

Apply this practice to establish or maintain existing permanent introduced grasses and--* legumes on eligible cropland.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1
- be included in the approved conservation plan.

*--**Note:** C/S is authorized as a component of CP1 development of a permanent water source for wildlife.--*

National CRP Practices (Continued)

CP1 Establishment of Permanent Introduced Grasses and Legumes (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 338, 340, 342, 394, 512, 550, 574, 614,--* and 645.	
eligible seed			
seedbed preparation			
Seeding			
Herbicides	specified as necessary in the approved conservation plan		
Insecticides			
permanent water source for wildlife			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seeds or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
Herbicides	to maintain vegetative cover		not authorized.
Insecticides			
clearing rocks or other obstructions from the area to be seeded			
Fencing			
Minerals	to enhance production		

Note: C/S does not apply for existing cover with no enhancements.

National CRP Practices (Continued)

CP2 Establishment of Permanent Native Grasses

A Purpose

*--This practice is to establish new or maintain existing vegetative cover of native grasses on eligible cropland that will enhance environmental benefits.

B Program Policy

Apply this practice to establish or maintain existing permanent native grass species on eligible--* cropland.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1
- be included in the approved conservation plan.

*--**Note:** C/S is authorized as a component of CP2 development of a permanent water source for wildlife.--*

National CRP Practices (Continued)

CP2 Establishment of Permanent Native Grasses (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 338, 340, 342, 394, 512, 550, 574,--* 614, 644, and 645.	
eligible seed			
seedbed preparation			
seeding, including approved shrubs	substantiated as needed by COC and listed as approved species in the practice specifications		
herbicides	specified as necessary in the approved conservation plan		
insecticides			
permanent water source for wildlife			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seeds or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
clearing rocks or other obstructions from the area to be seeded			
fencing			
minerals	to enhance production		

Note: C/S does not apply for existing cover with no enhancements.

National CRP Practices (Continued)

CP3 Tree Planting

A Purpose

*--This practice is to establish new or maintain existing stand of trees in a timber planting that will enhance environmental benefits.

B Program Policy

Apply this practice to eligible cropland suitable for growing new or maintaining existing trees--* that will provide multipurpose forest benefits.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1
- be included in the approved tree planting plan.

C/S is authorized to plant approved native grass and/or shrub plantings best suited for wildlife in the area within the 10 to 20 percent openings. Open areas **must** be planted to a 50-point cover of approved native grasses and/or shrubs best suited for wildlife in the area.

C/S is not authorized for natural regeneration of native grass vegetation within the 10 to 20 percent open areas.

D C/S Policy

The following shows C/S policies for this practice.

Important: C/S is not authorized for natural regeneration of native grass vegetation within the 10 to 20 percent open areas.

IF the component is...	AND the justification is...	THEN C/S is...
tree seedlings, seedbed preparation, and seeding/ planting	to establish approved tree species and improve environmental benefits to less than the soil loss tolerance	authorized.

--Note: C/S does not apply for existing cover with no enhancements.--

National CRP Practices (Continued)

CP3 Tree Planting (Continued)

D C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until approved plant stock is available • needed because the normal planting period for the approved species has passed • to establish a cover when a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice *--codes 314, 315, 327, 338, 340, 394, 550, 612,--* 644, and 645. Note: Technical practice codes 327, 644, and 645 are for open areas only .
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
minerals, nutrients, seed, shrub seedlings, seedbed preparation, and seeding	substantiated as needed by COC to establish approved native grasses and/or shrubs best suited for wildlife in the area in the 15 to 20 percent open areas of the tree planting. Important: Open areas must be planted to a 50-point cover of approved native grass and/or shrub plantings best suited for wildlife in the area. Tree plantings within the open areas are not authorized. Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals, must be specified in the practice specification, as designated by the designated technician.	
herbicides and insecticides	specified as necessary to establish the approved cover and included in the tree planting plan and conservation plan Note: This does not include herbicides or pesticides used as part of the maintenance of the practice.	

National CRP Practices (Continued)

CP3A Hardwood Tree Planting

A Purpose

*--This practice is to establish and maintain a new stand or an existing stand of predominantly hardwood trees in a timber planting that will enhance environmental benefits.

Note: For CRP purposes, Longleaf Pine and Atlantic White Cedar shall be treated as hardwood trees, if planted at rates appropriate for the site index.

B Program Policy

Apply this practice to eligible cropland suitable for growing new or maintaining existing--* hardwood trees that will provide multipurpose forest benefits.

Predominant hardwood may include softwood trees:

- not to exceed 50 percent of the total number of trees planted
- **only** to provide wildlife habitat diversity to the area
- where used as nurse trees for no economic use.

Note: If more than 50 percent of the trees planted are softwoods, the participant shall be limited to a 10-year contract.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1
- be included in the approved tree planting plan.

* * *

National CRP Practices (Continued)

CP3A Hardwood Tree Planting (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...
to establish suitable hardwood tree species	to improve environmental benefits to an acceptable level	authorized using technical practice *--codes 314, 315, 327, 338, 340, 394, 550, 612, 644,--* and 645. Note: Technical practice codes 327, 644, and 645 are for open areas only .
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including softwood trees, to ensure survivability of hardwoods needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides insecticides	specified as necessary in the approved tree planting plan to establish the cover	
tree thinning		authorized using technical practice 666
tree shelters, netting, plastic tubes, or other animal control damage devices	approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing Note: STC must designate areas where using these measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.	authorized not to exceed an average cost, as determined by STC.

Note: C/S does not apply for existing cover with no enhancements.

National CRP Practices (Continued)

CP4B Permanent Wildlife Habitat (Corridors), Noneasement (Continued)

D C/S Policies

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 340, 342, 394, 612,--* 614, 644, and 645.	
eligible seed			
seedbed preparation			
approved shrubs and trees	substantiated as needed by COC and listed as approved species in the practice specifications		
seeding/planting	substantiated as needed by COC		
herbicides	specified as necessary in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seeds or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
clearing rocks or other obstructions from the area to be seeded			
roads			
fencing			
minerals	to enhance production		

National CRP Practices (Continued)

CP4B Permanent Wildlife Habitat (Corridors), Noneasement (Continued)

E Requirements

The following are requirements for this practice.

- Limit C/S to the minimum minerals and seed necessary to establish an adequate cover for permanent wildlife habitat.
- Plantings **must** be protected from destructive fire and shall not be harvested or grazed by domestic livestock for the life of CRP-1.

Exceptions: Managed haying and grazing or emergency haying/grazing if authorized and included in the conservation plan.

- Chemicals used in performing CP4B **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled.
- A wildlife conservation plan **must** be developed for acreage under CRP-1 devoted to CP4B.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

F Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

National CRP Practices (Continued)

CP4D Permanent Wildlife Habitat, Noneasement (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 340, 342, 394, 612,--* 614, 644, and 645.
eligible seed		
seedbed preparation		
seeding, including approved shrubs, and trees	substantiated as needed by COC and listed as approved species in the practice specifications	
seeding/planting	substantiated as needed by COC	
herbicides	specified as necessary in the approved conservation plan	
insecticides		
permanent water source for wildlife		
temporary cover	<ul style="list-style-type: none"> required in the practice specifications needed until required seeds or plant stock is available needed because normal planting period for the species has passed that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	
herbicides	to maintain vegetative cover	
insecticides		
clearing rocks or other obstructions from the area to be seeded		
roads		
fencing		
minerals	to enhance production	

Note: C/S does not apply for existing cover with no enhancements.

National CRP Practices (Continued)**CP4D Permanent Wildlife Habitat, Noneasement (Continued)****E Requirements**

The following are requirements for this practice.

- Limit C/S to the minimum minerals and seeds necessary to establish an adequate cover for permanent wildlife habitat.
- Plantings **must** be protected from destructive fire and shall not be harvested or grazed by domestic livestock for the life of CRP-1.

Exceptions: Managed haying and grazing or emergency haying/grazing if authorized and included in the conservation plan.

- Chemicals used in performing CP4D **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid an adverse impact on surrounding land.
- A wildlife conservation plan **must** be developed for acreage under CRP-1 devoted to CP4D.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

F Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

G Environmental Concerns

Consider preserving and improving the environment and wildlife concerns when making determinations about types of plantings, spacing, and other practice specifications.

National CRP Practices (Continued)

CP5A Field Windbreak Establishment, Noneasement (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	THEN C/S is...
<p>trees or shrubs planted as field windbreaks that will improve the cropland wind erosion and environmental benefits on a farm or ranch</p> <p>temporary cover and the justification is:</p> <ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because the normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	<p>authorized using technical practice</p> <p>*--codes 314, 315, 327, 340, 380, 441, 484, 550, 612,--* and 645.</p>
<p>plastic mulch or supplemental drip irrigation, for arid areas</p>	
<p>tree shelters, netting, plastic tubes, or other animal control damage devices, and the purpose is approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing</p> <p>Note: STC must designate areas where using these measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.</p>	<p>authorized not to exceed an average cost, as determined by STC.</p>
<p>planting orchard trees</p>	<p>not authorized.</p>
<p>ornamental planting</p>	
<p>Christmas tree production</p>	
<p>Fences</p>	

National CRP Practices (Continued)**CP5A Field Windbreak Establishment, Noneasement (Continued)****F Requirements**

The following are requirements for this practice.

- When supplemental drip irrigation or plastic mulch is applied and the average annual precipitation for the area is 25 inches or less.
- Planting **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1.
- Chemicals used in performing CP5A **must** be:
 - Federally, State, and locally registered
 - applied strictly according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

G Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

National CRP Practices (Continued)

CP8A Grass Waterways, Noneasement (Continued)

D Eligibility

To be eligible for C/S, this practice shall:

- be required by the approved conservation plan
- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the CRP-1 period.

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	THEN C/S is...
site preparation	authorized using technical practice codes 340, 410, 412, 468, 587, 606, and 620.
eligible seed and seeding	
earth moving	
herbicides	
insecticides	
grading, shaping, and filling	
temporary cover until permanent vegetative cover is established	
subsurface drains where necessary for proper functioning of the waterway	
outlet structure as a component of CP8A	
subsurface drains as the sole component of the practice	
subsurface drains that serve as mains to laterals elsewhere in field	
fencing	

F Requirements

The following are requirements for this practice.

- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid an adverse impact on surrounding land.
- The seeded acreage shall not be harvested or grazed by domestic livestock for the life of CRP-1 unless grazing is incidental to the normal gleaning of the crop residue in the field according to subparagraph 720 A.
- *--The practice shall have periodic management activities performed, including mowing, according to the conservation plan and the NRCS technical standard, during the life of--* CRP-1, as determined by COC.

National CRP Practices (Continued)

CP8A Grass Waterways, Noneasement (Continued)

G Environmental Concerns

Consider wildlife and other environmental concerns when establishing the protective measure.

H Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

I Practice Maintenance

The practice shall be maintained for the CRP-1 period. C/S shall be refunded if:

- producer destroys the practice during the CRP-1 period
- producer does not maintain the practice during the practice lifespan.

J Management Activity

This practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC. See paragraph 428.

C/S is authorized for management activities.

K Program Development

County programs shall provide for any specifications and requirements that are conditions for C/S. Technical specifications may be incorporated by reference.

L Technical Responsibility

Technical responsibility for this practice shall be assigned to NRCS or TSP.

National CRP Practices (Continued)

CP9 Shallow Water Areas for Wildlife (Continued)

C Eligibility

To be eligible for C/S, this practice shall:

- be included in the approved conservation plan
- improve environmental benefits to an acceptable level
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1
- be protected by an adequate buffer to protect the shallow water area
- provide a source of water for wildlife for the majority of the year.

Exception: For areas west of the 100th meridian that receive less than 25 inches of annual precipitation, the shallow water area **must** provide a source of water for wildlife for a minimum of 4 months of the year.

National CRP Practices (Continued)

CP9 Shallow Water Areas for Wildlife (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
earthmoving	to construct dams, levees, dugouts, or dikes, if needed to develop or restore the shallow water areas	authorized using technical practice codes *--327, 342,--* 356, 587, 644, 646, and 657.
eligible and suitable plantings	for permanent habitat cover and serve as a buffer to protect shallow water area	
seedbed preparation	substantiated as needed by COC, not including clearing rocks or other obstructions from the area to be seeded	
structures, such as pipe, chutes, and outlets	to regulate flow necessary to install an effective practice, as determined by NRCS	
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until the required seeds or plant stock is available • needed because the normal planting period for the permanent cover crop has passed • that a soil condition, such as chemical residue, will not allow establishment of the permanent cover immediately 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides, pesticides, and insecticides	specified as necessary in the approved conservation plan to establish the cover but not for use as part of the maintenance of the cover	
mineral or nutrient	substantiated as needed by COC	

National CRP Practices (Continued)

CP11 Vegetative Cover - Trees - Already Established (Continued)

B C/S Policy

The following shows C/S policies for planting of approved native grasses and/or shrubs within the 10 to 20 percent open areas created within the existing tree stand.

C/S is only authorized for the planting of approved cover within the open areas. C/S is **not** authorized for any component not listed in the following table.

Important: C/S is **not** authorized for natural regeneration of native grass vegetation within the 10 to 20 percent openings.

IF the component is...	AND the justification is...	THEN C/S is...
minerals, nutrients, herbicide, insecticide, seed, shrub seedlings, seedbed preparation, and seeding	<p>substantiated as needed by COC to establish approved native grasses and/or shrubs best suited for wildlife in the area in the 10 to 20 percent open areas created within the existing tree stand.</p> <p>Important: Open areas must be planted to a 50-point cover of approved native grasses and/or shrub plantings best suited for wildlife in the area. Tree plantings within the open areas are not authorized.</p> <p>Notes: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals, must be specified in the practice specification, as designated by the designated technician.</p> <p>This does not include herbicides or insecticides used as part of the maintenance of the cover.</p>	<p>authorized using technical practice *--codes 314, 315, 327, 338, 394, 550, 612, 644, 645,--* 647, and 666.</p> <p>Note: Technical practice codes 327, 644, 645, and 647 are authorized for open areas only.</p>
tree thinning		authorized using technical practice code 666.

C Technical Responsibility

Technical responsibility for the practice shall be assigned to FS. If an FS representative is not available, this responsibility may be redelegated to NRCS or TSP.

National CRP Practices (Continued)

CP12 Wildlife Food Plot

A Purpose

This practice is to establish annual or perennial wildlife food plots that will enhance:

- wildlife
- wildlife habitat.

B Program Policy

Apply this practice to CRP land that is suitably located and adapted to the establishment of annual or perennial wildlife food plots.

C Objectives

This practice shall:

- enhance wildlife, wildlife habitat, or both
- improve environmental benefits below the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be included in the approved conservation plan
- be carried out as specified in the approved conservation plan.

D C/S Policy

C/S is **not** authorized for this practice.

National CRP Practices (Continued)

**CP15A Establishment of Permanent Vegetative Cover (Contour Grass Strips), Noneasement
(Continued)**

D Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the CRP-1 period
- be required by the approved conservation plan.

National CRP Practices (Continued)

CP15A Establishment of Permanent Vegetative Cover (Contour Grass Strips), Noneasement (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 332, and 340.--*	
eligible seed			
seedbed preparation			
seeding			
herbicides	specified as necessary in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
earthmoving	to establish the contour grass strips		
clearing rocks or other obstructions from the area to be seeded			
fencing			
minerals	to enhance production		

National CRP Practices (Continued)

CP15B Establishment of Permanent Vegetative Cover (Contour Grass Strips) on Terraces (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 332, and 340.--*	
eligible seed			
seedbed preparation			
seeding			
herbicides	specified as necessary in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
earthmoving	to establish the contour grass strips		
clearing rocks or other obstructions from the area to be seeded			
fencing			
minerals	to enhance production		

National CRP Practices (Continued)

CP15B Establishment of Permanent Vegetative Cover (Contour Grass Strips) on Terraces (Continued)

F Requirements

The following are requirements for this practice.

- **Must** meet cropping history.
- **Must not** be under a practice lifespan or other agreement to maintain the terrace system, as determined by COC.
- Seeding the terrace **must** be needed and feasible to accomplish the purposes of the practice.
- **Must** be installed on a terrace that NRCS or TSP determines is properly functioning.
- **Must** only be for the actual terrace and a buffer not to exceed 10 feet on the upslope and downslope side of the structure.

Note: CP15B **must not** exceed a maximum width of 60 feet, including the buffer areas.

- Limit C/S to the minimum minerals and seed necessary to establish adequate cover consistent with NRCS FOTG.
- Chemicals used in performing this practice **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid an adverse impact on surrounding lands.
- The seeded acreage shall not be harvested or grazed by domestic livestock for the life of CRP-1 unless grazing is incidental to the normal gleaning of the crop residue in the field
--according to subparagraph 720 A.--
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

National CRP Practices (Continued)

CP16A Shelterbelt Establishment, Noneasement (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	THEN C/S is...
<p>trees or shrubs planted as shelterbelts that will improve the environmental benefits on a farm or ranch</p> <p>temporary cover and the justification is:</p> <ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	<p>authorized using technical *--practice codes 314, 315, 327, 340, 380, 441, 484, 550, 612, and--* 645.</p>
<p>plastic mulch or supplemental drip irrigation, for arid areas</p> <p>tree shelters, netting, plastic tubes, or other animal control damage devices, and the purpose is approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing</p> <p>Note: STC must designate areas where using these measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.</p>	<p>authorized not to exceed an average cost, as determined by STC.</p>
<p>planting orchard trees</p>	<p>not authorized.</p>
<p>ornamental planting</p>	
<p>Christmas tree production</p>	
<p>fences</p>	

National CRP Practices (Continued)**CP16A Shelterbelt Establishment, Noneasement (Continued)****F Requirements**

The following are requirements for this practice.

- When supplemental drip irrigation or plastic mulch is applied and the average precipitation for the area is 25 inches or less.
- Planting **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1.
- Chemicals used in performing this practice **must** be:
 - Federally, State, and locally registered
 - applied strictly according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

G Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

National CRP Practices (Continued)

CP17A Living Snow Fences, Noneasement (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	THEN C/S is...
trees or shrubs planted as living snow fences to improve the environmental benefits on a farm or ranch temporary cover and the justification is: <ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	authorized using technical *--practice codes 314, 315, 327, 340, 380, 441, 484, 550, 612, and--* 645.
plastic mulch or supplemental drip irrigation, for arid areas	
planting orchard trees	not authorized.
ornamental planting	
Christmas tree production	
fences	

National CRP Practices (Continued)**CP17A Living Snow Fences, Noneasement (Continued)****F Requirements**

The following are requirements for this practice.

- When supplemental drip irrigation or plastic mulch is applied and the average annual precipitation for the area is 25 inches or less.
- Planting **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1.
- Chemicals used in performing this practice **must** be:
 - Federally, State, and locally registered
 - applied strictly according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

G Planting Timespan

Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.

National CRP Practices (Continued)

CP18B Establishment of Permanent Vegetation to Reduce Salinity, Noneasement (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 342, 512, 550, 610, and--* 645.	
eligible seed			
seedbed preparation			
seeding			
herbicides	specified as necessary in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
clearing rocks or other obstructions from the area to be seeded			
fencing			
earthmoving			
minerals		to enhance production	

National CRP Practices (Continued)

CP18B Establishment of Permanent Vegetation to Reduce Salinity, Noneasement (Continued)

E Requirements

The following are requirements for this practice.

- The saline seep and recharge area **must** meet the definitions in Exhibit 2.

Note: For re-enrolled acreage, NRCS or TSP has flexibility on the characteristics of the saline seep, including soil electrical conductivity, sodium absorption rate, pH, and water level. NRCS or TSP should evaluate the potential that the saline seep would occur without vegetative cover in the discharge and/or recharge area.

- TSP **must** use the best available data to define the recharge area to solve the resource problem with the minimum amount of acres.
- For seeps less than 5 acres, the recharge area cannot exceed a ratio of 10 acres of recharge to 1 acre of seep, which meets the definition in Exhibit 2.
- A map **must** be clearly marked with the saline seep, the exact acreage of the saline seep, and the recharge area.
- Acreage shall not exceed 50 acres, unless NRCS SRC or designee and at least 1 independent technical peer with extensive knowledge in saline seeps review the practice before approval. For States with no independent technical peer, SRC or designee shall serve that role.
- The seeded area shall not be harvested or grazed by domestic livestock for the life of CRP-1.
- Limit C/S to the minimum minerals and seed necessary to establish an adequate cover to improve environmental benefits.
- Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.
- Chemicals used in performing the practice **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid adverse impacts to surrounding lands.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

National CRP Practices (Continued)

CP18C Establishment of Permanent Salt Tolerant Vegetative Cover, Noneasement (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 342, 512, 550, 610, and 645.--*	
eligible seed			
seedbed preparation			
seeding			
herbicides	specified as necessary in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> required in the practice specifications needed until required seed or plant stock is available needed because normal planting period for the species has passed that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
clearing rocks or other obstructions from the area to be seeded			
fencing			
earthmoving			
minerals	to enhance production		

National CRP Practices (Continued)

CP18C Establishment of Permanent Salt Tolerant Vegetative Cover, Noneasement (Continued)

E Requirements

The following are requirements for this practice.

- The saline seep **must** meet the definition according to Exhibit 2.
Note: For re-enrolled acreage, NRCS or TSP has flexibility on the characteristics of the saline seep, including soil electrical conductivity, sodium absorption rate, pH, and water level. NRCS or TSP should evaluate the potential that the saline seep would occur without vegetative cover in the discharge and/or recharge area.
- NRCS or TSP **must** use the best available data to define the recharge area to solve the resource problem with the minimum amount of acres.
- For seeps less than 5 acres, the recharge area cannot exceed a ratio of 10 acres of recharge to 1 acre of seep, which meets the definition in Exhibit 2.
- A map **must** be clearly marked with the saline seep, the exact acreage of the saline seep, and the recharge area.
- Acreage shall not exceed 50 acres, unless NRCS SRC or designee and at least 1 independent technical peer with extensive knowledge in saline seeps review the practice before approval. For States with no independent technical peer, SRC or designee shall serve that role.
- NRCS will issue guidance on technical assistance job approval authority for the practice.
- The seeded area shall not be harvested or grazed by domestic livestock for the life of CRP-1.
- Limit C/S to the minimum minerals and seed necessary to establish an adequate cover to improve environmental benefits.
- Planting or sowing of the approved cover shall be completed within 12 months of the effective date of CRP-1. See paragraph 426 for exceptions.
- Chemicals used in performing the practice **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid adverse impacts on surrounding lands.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

National CRP Practices (Continued)

CP21 Filter Strips (Continued)

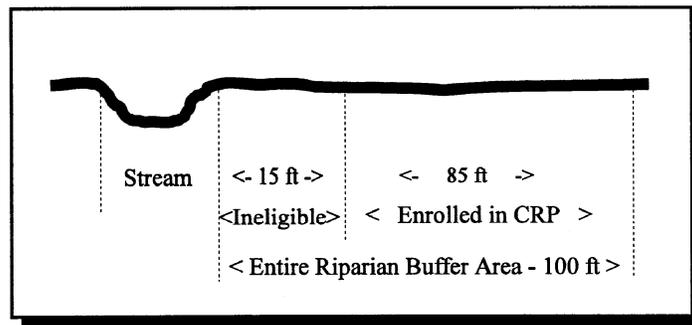
C Size Requirements (Continued)

Example: Producer offers to enroll land to be devoted to a 120 foot wide filter strip to protect the adjacent eligible stream. Based on the soils, slope, and other site conditions, NRCS documents that to address the water quality resource problem and to function properly, the filter strip **must** be a minimum of 145 feet in width. Because the purpose of the filter strip is the protection and enhancement of water quality, the minimum of width 145 feet may be enrolled. The 145 foot minimum width is the maximum acreage that may be enrolled.

The filter strip shall begin at the top of the stream bank. In some cases there may be land that is adjacent to the stream that does **not** meet the eligibility criteria to be enrolled in CRP. **This land shall not be enrolled in CRP.** However, if the eligible land is enrolled in CRP as a filter strip, the ineligible land **shall be** included:

- in the area used as a filter strip
- in the conservation plan
- when determining the width of the filter strip.

This diagram provides an example of a filter strip adjacent to a stream that includes land **not** enrolled in CRP. The first 15 feet adjacent to the stream (starting at the top of the stream bank) does **not** meet the eligibility criteria to be enrolled in CRP.



The filter strip is 100 feet wide. Only the eligible land (85 feet width) is enrolled in CRP. The conservation plan is for the entire filter strip (100 feet). The producer is responsible for maintaining the entire practice (100 feet) according to the plan. Failure to maintain the entire 100 feet may result in CRP payment reductions or termination.

National CRP Practices (Continued)

CP21 Filter Strips (Continued)

D C/S Eligibility

To be eligible for C/S, this practice shall:

- be required by the approved conservation plan
- meet the cropland history criteria
- improve environmental benefits to an acceptable level
- reduce additional sediment or pollutants that are being delivered to areas identified in subparagraph B
- be maintained for the contract payment period
- prevent degradation of environmental benefits from recurring.

E C/S Policy

The following contains C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
mineral or nutrient	<p>Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals must be specified in the practice specification as designated by the designated technician.</p>	<p>authorized using technical practice codes *--314, 315, 327, 342, 382, 386, 390, 393, 410, 516, 574, 614, 642, and--* 645.</p>
site preparation		
eligible seed and seeding		
herbicide	<p>specified as necessary in the approved conservation plan</p>	
insecticide		

National CRP Practices (Continued)

CP22 Riparian Buffer (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
minerals, nutrients, seed, tree and shrub seedlings, seedbed preparation, and seeding, except when natural regeneration is selected by the producer	substantiated as needed by COC Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals must be specified in the practice specification, as designated by the designated technician.	authorized using technical practice codes *--314, 315, 327, 382, 390, 391, 410, 441, 516, 548, 550, 574, 578,--* 612, 614, 642, 645, and 647.
herbicides and pesticides	specified as necessary to establish the vegetation and included in the conservation plan Note: This does not include herbicides or pesticides used as part of the maintenance of the practice.	
temporary supplemental irrigation systems or plastic mulch, except when natural regeneration is selected by the producer	in arid areas where the average annual precipitation is 25 inches or less and determined needed by both COC and designated technician	
rock-filled infiltration trenches to induce subsurface flow	specified as necessary to establish the vegetation and included in the conservation plan Note: The potential for groundwater contamination must be considered during planting and design.	
grading, leveling, and filling	to control concentrated flow and site preparation	
permanent fencing	fencing needed to exclude livestock from the riparian buffer Important: A single strand electric fence shall not be considered a permanent fence for CRP.	

National CRP Practices (Continued)

CP22 Riparian Buffer (Continued)

E C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
water gaps, bridges, or other livestock crossing facilities on small streams	specified as necessary to prevent sedimentation and pollution in the stream and included in the conservation plan Note: See subparagraph 511 I.	authorized.
pipelines and water facilities constructed outside of the riparian buffer strip	substantiated as needed by COC for the purpose of providing a water source for livestock Note: COC shall only approve the minimum number of water sources needed. See paragraph 511.	
plugging, removing, or replacing with perforated pipe	to filter pollutants from underground drains through the riparian forest areas	
a regulating valve or structure may be installed to control drainage outflow	to reduce nitrogen or other pollutant loading	

National CRP Practices (Continued)**CP23 Wetland Restoration****A Purpose**

The purpose of this practice is to restore the functions and values of wetland ecosystems that have been devoted to agricultural use. The level of restoration of the wetland ecosystem shall be determined by the producer in consultation with NRCS or TSP.

B Program Policy

Apply this practice to eligible wetlands and associated acreage that are suitably located and adapted to the restoration of wetland functions and values. The restoration of wetland hydrology is only required to the extent specified by the producer.

Note: Cottonwoods may be planted to enhance the viability of other hardwood trees (oaks, etc.).

Selection of cottonwood as a component must be silviculturally and ecologically appropriate for the long-term health and production of the stand. Hydrologic and soil characteristics must be appropriate for the planting of cottonwood species.

C Total Eligible Cropland Limit

Total eligible cropland for wetland restorations is limited to cropland:

- according to paragraph 151
- within the 100-year floodplain of a permanent river or stream
- that includes a minimum of 51 percent hydric soils for the acreage offered (nonbuffer areas).

Note: An offer that includes a buffer outside the 100-year floodplain may be enrolled if otherwise eligible, needed, and feasible for the practice.

D Size Requirements

The amount of adjacent upland acreage to be enrolled shall be determined by NRCS. The amount of adjacent upland acres:

- is limited to the minimum number of acres required to provide a protective buffer to the cropped wetland and to enhance wildlife habitat
- may be less than the 3 to 1 ratio
- shall not exceed the 3 to 1 ratio.

National CRP Practices (Continued)

CP23 Wetland Restoration (Continued)

E C/S Eligibility

To be eligible for C/S, this practice shall:

- be included in the approved conservation plan
- be maintained for the life of CRP-1
- restore the functional capability and values of the wetland ecosystem to a level determined by the participant in consultation with NRCS or TSP, including the following:
 - preventing degradation of the wetland area and surrounding upland area from recurring
 - increasing sediment trapping efficiencies
 - improving surface and ground water quality
 - preventing excessive erosion from recurring
 - providing waterfowl and other wildlife habitat
 - reducing flood flows.

F C/S Policy

The following provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
earthmoving	to construct dams, levees, dugouts, or dikes needed to develop or restore the hydrology of the site	authorized using technical practice codes
eligible seeding for grassland ecosystem	for soils that are developed under a grassland ecosystem that will not be covered by water anytime during a normal growing season and substantiated as needed by COC for: <ul style="list-style-type: none"> • establishment of permanent native grass species • establishment of permanent introduced grasses and legumes and native shrub species, where determined necessary to improve wildlife habitat • planting annuals as a nurse crop to prevent erosion while permanent cover is becoming established 	327, 338, 340, *--342, 356,--* 512, 550, 587, 612, 638, 644, 645, 657, 658, and 659.

National CRP Practices (Continued)

CP23A Wetland Restoration, Non-Floodplain (Continued)

F C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
eligible seeding for woodland ecosystem	for soils that are developed under a woodland ecosystem, except in areas that will be covered by water during no less than 60 calendar days of the normal growing season, and substantiated as needed by COC for: <ul style="list-style-type: none"> • establishment of hard mast-producing hardwoods adapted for living in wet conditions that will provide multipurpose forest and wildlife benefits • establishment of native and permanent introduced grasses and legumes and native shrub species, where determined necessary to improve wildlife habitat • planting annual grasses, legumes, perennial native grass species, and softwoods, not to exceed 50 percent of the total number of trees planted, to serve as a nurse crop to prevent erosion while permanent cover is becoming established 	authorized.
seedbed preparation	substantiated as needed by COC, not including clearing rocks or other obstructions from the area to be seeded	
breaking tile	restore natural water flow	
structures, like pipe, chutes, and outlets	to regulate flow necessary to install an effective practice, as determined by NRCS or TSP	

National CRP Practices (Continued)

CP23A Wetland Restoration, Non-Floodplain (Continued)

F C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until the required seeds or plant stock is available • needed because the normal planting period for the permanent cover crop has passed • that a soil condition, like chemical residue, will not allow establishment of the permanent cover immediately 	authorized using technical practice codes 327, 338, 340, *--342, 356,--* 548, 550, 587, 612, 638, 644, 645, 657, 658, and 659.
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides, pesticides, and insecticides	specified as necessary in the approved conservation plan to establish the cover, but not for use as part of the maintenance of the cover	
mineral or nutrient	substantiated as needed by COC to establish the approved cover	
tree shelters, netting, plastic tubes, or other animal damage control devices	<p>approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing</p> <p>Note: STC must designate areas where use of such measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.</p>	authorized not to exceed an average cost, as determined by STC.

National CRP Practices (Continued)

CP24 Establishment of Permanent Vegetative Cover as Cross Wind Trap Strips (Continued)

D Size Requirements

Cross wind trap strips shall:

- be a minimum of 15 feet in width
- not exceed 25 feet in width
- consist of permanent vegetation that is a minimum of 12 inches in height
- not exceed, in aggregate, 10 percent of the total acreage in the field.

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...	
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 338, 340, 342, 548, 550, 589, and 590.--*	
eligible seed			
seedbed preparation			
seeding			
herbicides	specified as necessary during practice establishment in the approved conservation plan		
insecticides			
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 		
herbicides	to maintain vegetative cover		not authorized.
insecticides			
earthmoving			

National CRP Practices (Continued)

CP24 Establishment of Permanent Vegetative Cover as Cross Wind Trap Strips (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
clearing rocks or other obstructions from the area to be seeded		not authorized.
fencing		
minerals	to enhance production	

F Requirements

The following are requirements for this practice.

- Limit C/S to the minimum minerals and seed necessary to establish adequate cover to improve environmental benefits.
- The acreage seeded shall not be harvested or grazed by domestic livestock for the life of CRP-1.
- Chemicals used in performing the practice **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- Noxious weeds and other undesirable plants, insects, and pests shall be controlled, including such maintenance as necessary to avoid an adverse impact on surrounding lands.
- Designed width of strips **must** be maintained for the life of CRP-1.
- Deposition of soil materials shall be removed when the accumulated sediment in the cross wind trap strip exceeds 6 inches in depth.

Note: Cover shall be reseeded, at producer’s expense, after accumulated sediment is removed.

National CRP Practices (Continued)

CP25 Rare and Declining Habitat (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
minerals	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 327, 338, 340, 342, 362, 394, 441, 550, 574,--* 600, 612, 614, 643, 645, 657, and 658.
eligible seed, including grasses, trees, shrubs, legumes and forbs	<p>Notes: The requirements of this practice, including eligible seed mixtures and minerals must be specified in the practice specification, as developed by the designated technician.</p> <p>Only seed that meets the purpose of the practice shall be eligible for C/S.</p>	
seedbed preparation		
seeding		
herbicides	specified as necessary during practice establishment in the approved conservation plan	
insecticides		
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	
Structures, such as pipe, flashboard risers, gates, chutes, and outlets	to restore hydrology, when applicable, for an effective practice, as determined by the designated technician and stated as needed in the technical specifications submitted for review and in the approved conservation plan	

National CRP Practices (Continued)

CP25 Rare and Declining Habitat (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
Tree tubes, plastic mulch, and temporary irrigation systems	in arid areas where needed to establish a tree planting, as determined by the designated technician and stated as needed in the technical specifications submitted for review and in the approved conservation plan	authorized.
earthmoving	to construct dams, levees, dugouts, or dikes needed to develop or restore the hydrology of the site and specified as necessary during practice establishment in the approved conservation plan	
herbicides	to maintain vegetative cover	not authorized.
insecticides		
clearing rocks or other obstructions from the area to be seeded		
roads		
fencing		
minerals		

National CRP Practices (Continued)**CP28 Farmable Wetlands Pilot Buffer****A Purpose**

The purpose of this practice is to provide a vegetative buffer around wetlands (CP27) to remove sediment, nutrients, and pollutants from impacting the wetland and to provide wildlife habitat for the associated wetland.

B Program Policy

For cropland to be eligible to be enrolled in CRP under FWP and to be devoted to CP28, COC **must** determine both of the following:

- cropland meets cropping history requirements
- the cropland offered is adjacent to an eligible wetland (CP27).

CP28 is not eligible to be enrolled without CP27.

C Size Requirements

The maximum size of any associated buffer (CP28) enrolled in CRP under FWP is 4 times the size of the wetland. STC's may determine a buffer ratio less than 4:1, consistent with program purposes and with State Technical Committee concurrence.

Note: The total acreage of each associated buffer must **not** exceed the size limitation.

Example: A producer offers a 3 acre eligible wetland (CP27) for enrollment in CRP under FWP. NRCS or TSP determines that the associated buffer (CP28) necessary to protect the wetland is 6 acres (2 to 1 ratio). CP27 and CP28 are both eligible for enrollment in CRP under FWP provided all other eligibility requirements are met.

D C/S Eligibility

To be eligible for C/S, this practice shall:

- be enrolled under FWP
- be enrolled with the associated CP27 practice
- be required by the approved conservation plan
- meet the cropping history requirements
- improve environmental benefits to an acceptable level
- be maintained for the life of CRP-1
- prevent degradation of environmental benefits from recurring
- maintain and enhance the functions and values of the wetland system.

National CRP Practices (Continued)

CP28 Farmable Wetlands Pilot Buffer (Continued)

E C/S Policy

The following table provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
eligible seed	for soils that are developed under a grassland ecosystem that will not be covered by water anytime during a normal growing season and substantiated as needed by COC for: <ul style="list-style-type: none"> • establishing permanent native grass species • establishing permanent introduced grasses, legumes, and native shrub species, where determined necessary to improve wildlife habitat • planting annuals as a nurse crop to prevent erosion while permanent cover is becoming established 	authorized using technical practice codes *--314, 315, 327, 382, 386, 390, 391, 393, 410, 516, 574, 614, 642,--* and 645.
eligible seeding	for soils that are developed under a woodland ecosystem, except in areas that will be covered by water during no less than 60 calendar days of the normal growing season, and substantiated as needed by COC for: <ul style="list-style-type: none"> • establishing hard mast-producing hardwoods adapted for living in wet conditions that will provide multi-purpose forest and wildlife benefits • establishing permanent introduced grasses, legumes, and native shrub species, where determined necessary to improve wildlife habitat • planting annual grasses, legumes, perennial native grass species, and softwoods, not to exceed 50 percent of the total number of trees planted, to serve as a nurse crop to prevent erosion while permanent cover is becoming established 	
seedbed preparation	substantiated as needed by COC, not including clearing rocks or other obstructions from the area to be seeded	

National CRP Practices (Continued)

CP29 Marginal Pastureland Wildlife Habitat Buffer (Continued)

C Size Requirements (Continued)

When the minimum design specification for water quality exceeds 120 feet, the minimum design specification is the maximum average width that may be enrolled. NRCS or TSP **must** document the need for a minimum design specification in excess of 120 feet in writing.

Note: NRCS or TSP will determine the documentation needed to support an additional average width for water quality purposes consistent with FOTG standards. The documentation **must** be in the case file.

Example: Producer offers to enroll land to be devoted to a 120 foot wide wildlife habitat buffer to protect the adjacent eligible stream. Based on the soils, slope, and other site conditions, NRCS or TSP documents that to address the water quality resource problem and to function properly, the wildlife habitat buffer **must** be a minimum of 145 feet in width. Because the purpose of the wildlife habitat buffer is the protection and enhancement of water quality, the minimum of width 145 feet may be enrolled. The 145 foot minimum width is the maximum acreage that may be enrolled.

The wildlife habitat buffer shall begin at the top of the stream bank. In some cases there may be land that is adjacent to the stream that does **not** meet the eligibility criteria to be enrolled in CRP. **This land shall not be enrolled in CRP.** However, if the eligible land is enrolled in CRP as a wildlife habitat buffer, the ineligible land **shall be** included:

- in the area used as a wildlife habitat buffer
- in the conservation plan
- when determining the width of the wildlife habitat buffer.

A wildlife habitat buffer adjacent to a stream that includes land **not** enrolled in CRP. The first 15 feet adjacent to the stream (starting at the top of the stream bank) does **not** meet the eligibility criteria to be enrolled in CRP.

The wildlife habitat buffer is 100 feet wide. Only the eligible land (85 feet width) is enrolled in CRP. The conservation plan is for the entire wildlife habitat buffer (100 feet). The producer is responsible for maintaining the entire practice (100 feet) according to the plan. Failure to maintain the entire 100 feet may result in CRP payment reductions or termination.

National CRP Practices (Continued)

CP29 Marginal Pastureland Wildlife Habitat Buffer (Continued)

D C/S Eligibility

To be eligible for C/S, this practice shall:

- be required by the approved conservation plan
- meet the marginal pastureland criteria
- improve environmental benefits to an acceptable level
- reduce additional sediment or pollutants that are being delivered to areas identified in subparagraph B
- be maintained for the contract payment period
- prevent degradation of environmental benefits from recurring.

E C/S Policy

The following contains C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
mineral or nutrient	substantiated as needed by COC Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals must be specified in the practice specification as designated by the designated technician.	authorized using technical practices *--314, 315, 338, 382, 386, 390, 512, 516, 550, 574, 578, 612, 614, and--* 645.
site preparation		
eligible seed and seeding		
herbicide	specified as necessary in the approved conservation plan	
insecticide		

National CRP Practices (Continued)

CP30 Marginal Pastureland Wetland Buffer (Continued)

D C/S Eligibility

To be eligible for C/S, this practice shall:

- be required by the approved conservation plan
- meet the marginal pastureland eligibility criteria
- improve environmental benefits to an acceptable level
- reduce additional sediment or pollutants that are being delivered to areas identified in subparagraph B
- be maintained for the contract payment period
- prevent degradation of environmental benefits from recurring.

E C/S Policy

The following contains C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
mineral or nutrient	substantiated as needed by COC	authorized using technical practice *--codes 314, 315, 338, 342, 382, 386, 390, 512, 516, 550, 574, 578, 612,--* 614, 644, 645, 647, 657, and 658.
site preparation		
eligible seed and seeding	Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals must be specified in the practice specification as designated by the designated technician.	
herbicide	specified as necessary in the approved conservation plan	
insecticide		
earthmoving	to restore the hydrology of the site	

National CRP Practices (Continued)

CP30 Marginal Pastureland Wetland Buffer (Continued)

E C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> • required in the practice specification • needed until required seed or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, like chemical residue, will not allow establishment of the cover immediately 	authorized.
pipelines and watering facilities constructed outside of the wetland buffer	<p>providing a water source for livestock away from the wetland buffer and the adjacent stream or water body</p> <p>Note: See paragraph 511.</p>	
fencing	<p>permanent fencing needed to exclude livestock from the buffer strip</p> <p>Note: See paragraph 511.</p> <p>Important: A single strand electric fence shall not be considered a permanent fence for CRP.</p>	
water gaps, bridges, or other livestock crossing facilities on small streams	<p>specified as necessary to prevent sedimentation and pollution in the stream and included in the conservation plan.</p> <p>Note: See paragraph 511 I.</p>	
construction of structures where concentrated flow continues to degrade water quality	to meet the requirements of the conservation plan	
tree shelters, netting, plastic tubes, or other animal control devices	approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing.	authorized not to exceed an average cost determined by STC.

National CRP Practices (Continued)

CP31 Bottomland Timber Establishment on Wetlands (Continued)

C Eligibility

To be eligible for C/S, this practice shall:

- do either of the following:
 - reduce excessive erosion to an acceptable level and increase sediment trapping efficiencies
 - improve surface or ground water quality
- reduce scour, gully, stream bank, sheet, or rill erosion
- prevent excessive erosion from occurring
- enhance food and cover for wildlife
- be maintained for the life of CRP-1
- be included in the approved conservation plan
- be within the recognized 100-year flood plain for a river or stream with permanent flow.

Note: A wetland designation, if needed, **must** be made by NRCS.

National CRP Practices (Continued)

CP31 Bottomland Timber Establishment on Wetlands (Continued)

D C/S Policy

The following table provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
<p>to establish a minimum of 3 different varieties of mast producing hardwood tree and shrub species</p> <p>Notes: The hardwood species may include cottonwoods planted between the rows of hardwood. The cotton woods serve as a nurse crop for the other hardwoods and may be thinned after year 9 of the CRP contract.</p>	<ul style="list-style-type: none"> • to reduce erosion from wind or water • provide food and cover for waterfowl and other wildlife • improve surface or ground water quality 	<p>authorized using technical practice codes *-314, 315, 338, 340, 391, 394, 550, 587, 612, 643,--* 644, 657, 658, and 659.</p>
<p>to establish no more than 25 percent of the silviculturally appropriate softwood species, as determined by STC and determined appropriate by State Forester</p>	<p>to enhance 1 of the following:</p> <ul style="list-style-type: none"> • wetland development • wildlife habitat • hardwood stand health and vigor 	
<p>temporary cover</p>	<ul style="list-style-type: none"> • required in the practice specification • needed until required planting stock is available • needed because normal planting period for the species has passed • to establish a cover where a solid condition, such as chemical residue, will not immediately allow establishment of permanent cover 	

National CRP Practices (Continued)

CP31 Bottomland Timber Establishment on Wetlands (Continued)

D C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	authorized using technical practice
herbicides or insecticides	specified as necessary in the approved tree planting plan to establish the cover	*--codes 314, 315, 338, 340, 391, 394, 550, 587, 612,--*
minerals or nutrients	substantiated as needed by COC to establish the approved cover	643, 644, 657, 658, and 659.
tree shelters, netting, plastic tubes, or other animal control devices	approved by STC for the area and substantiated as needed by technician and COC to prevent damage from wildlife browsing Note: STC must designate areas where using such measures is warranted and cost-effective to protect seedlings.	authorized not to exceed an average cost, as determined by STC.
tree thinning		authorized using technical practice code 666.
clean tiling	for firebreaks, fuelbreaks, or firelanes	not authorized.
fencing		
roads		
annual food plots		
to establish a hardwood tree species	<ul style="list-style-type: none"> • for ornamental purposes • for Christmas trees • nursery tree production • production of commercial nuts, other than species customarily planted for forestry purposes 	
herbicides or insecticides	to maintain the vegetative cover including trees	

National CRP Practices (Continued)**CP31 Bottomland Timber Establishment on Wetlands (Continued)****E Requirements**

The following are requirements for this practice:

- approval **must** be obtained from the State Forester and State Wildlife Agency certifying that planting of cottonwood as a nurse crop is appropriate for the State
- planting of cottonwood trees may only be for nurse trees in a pattern appropriate for that purpose
- plantings **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1.
- chemicals used in performing the practice **must** be:
 - Federally, State, and locally registered
 - applied according to authorized uses, directions on the label, and other Federal and State policies and requirements.

F Planting

Planting after CRP-1 is approved by COC shall be completed by the end of the next normal planting period, unless the producer can provide acceptable documentation that seed or tree stock is not available.

G Environmental Concerns

Consider preserving and improving the environment and wildlife concerns when making determinations about:

- types of plantings
- spacing
- water management structures
- other practice specifications.

National CRP Practices (Continued)

CP33 Habitat Buffers for Upland Birds (Continued)

F Eligibility

To be eligible for C/S, this practice shall:

- primarily improve, enhance, or create quail and upland bird habitat to an acceptable level
- prevent degradation of quail and upland bird habitat from recurring after establishment
- be maintained for the CRP-1 period
- be included in the approved conservation plan
- prevent degradation of environmental benefits from recurring after establishment.

G C/S Policy

The following contains C/S policies for this practice.

If the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> • that a soil condition will not allow establishing a natural successional cover within 1 growing season • needed until selected seed or plant stock is available • needed because normal planting period for the species has passed 	authorized using technical practice *--codes 314, 315, 327, 338, 386, 390, 550, 645, and--* 647.
grading, leveling, and filling	<p>to control concentrated flow and site preparation</p> <p>Important: Grading, leveling, and filling does not include shaping or manipulation of a stream bank.</p>	
site preparation	specified in the approved conservation plan	

National CRP Practices (Continued)

CP33 Habitat Buffers for Upland Birds (Continued)

G C/S Policy (Continued)

If the component is...	AND the justification is...	THEN C/S is...
eligible seed or plant stock, including shrubs/trees. C/S for shrubs/trees up to 10 percent of the approved practice. Important: Native species are encouraged.	specified in the approved conservation plan, best suited for the targeted species	authorized using technical practice codes 327, 338, 386, 390, 550, 595, 645, and 647.
buffer boundary marker	specified in the approved conservation plan	
grading, leveling, and filling	to control concentrated flow	
clean tilling	specified in the approved conservation	
herbicide	to maintain vegetative cover	not authorized.
insecticide		
clearing rocks or other obstructions from the area to be seeded		
stream bank stabilization	to enhance production	
mineral or nutrient		

H Practice Incentives for CRP-SIP

Participants that enroll in this practice may receive a CRP-SIP according to subparagraph 197 A.

I Practice Incentives for PIP

Participants that enroll in this practice may receive a CRP-PIP according to subparagraph 197 B.

National CRP Practices (Continued)

CP35A Emergency Forestry – Longleaf Pine – New (Continued)

E C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
debris removal	required to establish a stand or assist in the natural regeneration	authorized using technical practice
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	*--codes 314, 315, 327, 338, 340, 394, 460, 550, 612, 645,--* and 647.
tree seedlings, seedbed preparation, and seeding/ planting	to establish approved tree species and improve environmental benefits to less than the soil loss tolerance	
temporary cover	<ul style="list-style-type: none"> required in the practice specifications needed until approved plant stock is available needed because the normal planting period for the approved species has passed to establish a cover when a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	

National CRP Practices (Continued)

CP35A Emergency Forestry – Longleaf Pine – New (Continued)

E C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
minerals, nutrients, seed, shrub seedlings, seedbed preparation, and seeding	<p>substantiated as needed by COC to establish approved native grasses and/or shrubs best suited for wildlife in the area in the percent open areas of the tree planting</p> <p>Important: Open areas must be planted to a cover of approved native grass and/or shrub plantings best suited for wildlife in the area. Tree plantings within the open areas are not authorized.</p> <p>Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals, must be specified in the practice specification, as designated by the designated technician.</p>	authorized using technical practice codes 327, 338, 340, 394, 460, 550, 595, 612, 645, and 647.
herbicides and insecticides	<p>specified as necessary to establish the approved cover and included in the tree planting plan and conservation plan</p> <p>Note: This does not include herbicides or pesticides used as part of the maintenance of the practice.</p>	
clean tilling	for firebreaks, fuelbreaks, or firelanes	
fencing		not authorized.
roads		
clearing rocks or other obstructions from the area to be seeded		
minerals, nutrients, herbicides, and insecticides	to maintain vegetative cover, including trees, or enhance production	
to establish a tree species	for ornamental purposes and Christmas tree production	

National CRP Practices (Continued)

CP35B Emergency Forestry – Longleaf Pine – Existing

A Purpose

The purpose of this practice is to enhance site characteristics to support an understocked stand made up of primarily longleaf pine that will provide significant environmental benefits.

B Program Policy

Apply this practice to eligible PNIF that had merchantable timber before the 2005 hurricanes and is suitable for growing trees that will provide multipurpose forest benefits. A forester **must** determine that the understocked stand is primarily longleaf pine and of sufficient quantity to be a manageable stand.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1L
- be included in the approved tree planting plan.

D C/S Policy

The following shows C/S policies for practices.

IF the component is...	AND the justification is...	THEN C/S is...
debris removal	required to establish a stand or assist in the natural regeneration	authorized using technical practice codes *--314, 315, 327, 338, 340, 394, 460, 550, 612, 644,--* 645, and 647.
wildlife enhancement	<ul style="list-style-type: none"> • provides cover opening that will provide additional wildlife benefits to the stand • to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
seedbed preparation	to establish a site that will permit natural regeneration and that will provide benefits to wildlife, water quality, and erosion control	

National CRP Practices (Continued)

CP35B Emergency Forestry – Longleaf Pine – Existing (Continued)

D C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> required in the practice specifications to establish a cover when a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice codes 327, 338, 340, 394, 460, 550, 595, 612, 644, 645, and 647.
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
minerals, nutrients, seed, shrub seedlings, seedbed preparation, and seeding	substantiated as needed by COC to establish approved native grasses and/or shrubs best suited for wildlife in the area in the open areas of the tree planting Important: Open areas must be planted to a cover of approved native grass and/or shrub plantings best suited for wildlife in the area. Note: The requirements for this practice, including eligible seed mixtures, nutrients, and minerals, must be specified in the practice specification, as designated by the designated technician.	
herbicides and insecticides	specified as necessary to establish the approved cover and included in the forestry plan and conservation plan Note: This does not include herbicides or pesticides used as part of the maintenance of the practice.	
clean tilling	for firebreaks, fuelbreaks, or firelanes	
fencing		not authorized.
roads		
clearing rocks or other obstructions from the area to be seeded		
minerals, nutrients, herbicides, and insecticides	to maintain vegetative cover, including trees, or enhance production	
to establish a tree species	for ornamental purposes and Christmas tree production	

National CRP Practices (Continued)

CP35C Emergency Forestry – Bottomland Hardwood – New (Continued)

C Eligibility

To be eligible for C/S, this practice shall:

- reduce excessive erosion to an acceptable level and increase sediment trapping efficiencies
- improve surface or ground water quality
- restore forestland that has been extensively damaged by the 2005 hurricanes
- reduce scour, gully, stream bank, sheet, or rill erosion
- prevent excessive erosion from occurring
- enhance food and cover for wildlife
- be maintained for the life of CRP-1L
- be included in the approved conservation plan.

National CRP Practices (Continued)

CP35C Emergency Forestry – Bottomland Hardwood – New (Continued)

D C/S Policy

The following provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
to establish a minimum of 3 different varieties of mast producing hardwood tree and shrub species Notes: The hardwood species may include cottonwoods planted between the rows of hardwood. The cotton woods serve as a nurse crop for the other hardwoods and may be thinned.	<ul style="list-style-type: none"> • to reduce erosion from wind or water • provide food and cover for waterfowl and other wildlife • improve surface or ground water quality 	authorized using technical practice codes *--314, 315, 327, 338, 340, 394, 460, 550,--* 612, 644, 645, and 647.
debris removal	required to establish a stand or assist in the natural regeneration	
wildlife enhancement	<ul style="list-style-type: none"> • provides cover opening that will provide additional wildlife benefits to the stand • to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
to establish no more than 25 percent of the silviculturally appropriate softwood species, as determined by STC and determined appropriate by State Forester	to enhance 1 of the following: <ul style="list-style-type: none"> • wetland development • wildlife habitat • hardwood stand health and vigor 	
temporary cover	<ul style="list-style-type: none"> • required in the practice specification • needed until required planting stock is available • needed because normal planting period for the species has passed • to establish a cover where a solid condition, such as chemical residue, will not immediately allow establishment of permanent cover 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides or insecticides	specified as necessary in the approved tree planting plan to establish the cover	
minerals or nutrients	substantiated as needed by COC to establish the approved cover	
clean tilling	for firebreaks, fuelbreaks, or firelanes	

National CRP Practices (Continued)

CP35D Emergency Forestry – Bottomland Hardwood – Existing (Continued)

D C/S Policy

The following provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> required in the practice specification needed until required planting stock is available needed because normal planting period for the species has passed to establish a cover where a solid condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice *--codes 314, 315, 327, 340, 394, 460, 550, 612, 644, 645,--* 647.
debris removal	required to establish a stand or assist in the natural regeneration	
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides or insecticides	specified as necessary in the approved tree planting plan to establish the cover	
minerals or nutrients	substantiated as needed by COC to establish the approved cover	
clean tilling	for firebreaks, fuelbreaks, or firelanes	
tree thinning		not authorized.

National CRP Practices (Continued)

CP35D Emergency Forestry – Bottomland Hardwood – Existing (Continued)

D C/S Policy (Continued)

IF the component is...	AND the justification is...	THEN C/S is...
herbicides and insecticides	to maintain the vegetative cover including trees	not authorized.
fencing		
roads		
annual food plots		
to establish a hardwood tree species	<ul style="list-style-type: none"> • for ornamental purposes • for Christmas trees • nursery tree production • production of commercial nuts, other than species customarily planted for forestry purposes 	

E Requirements

The following are requirements for this practice.

- Approval **must** be obtained from the State Forester and State Wildlife Agency certifying that planting of cottonwood as a nurse crop is appropriate for the State and site.
- Plantings **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1L.
- Chemicals used in performing the practice **must** be:
 - Federally-, State-, and locally-registered
 - applied according to authorized uses, directions on the label, and other Federal and State policies and requirements.

F Planting

Planting after CRP-1L is approved by COC shall be completed by the end of the next normal planting period, unless the producer can provide acceptable documentation that seed or tree stock is not available.

National CRP Practices (Continued)**CP35E Emergency Forestry - Softwood – New****A Purpose**

The purpose of this practice is to establish a stand of trees in a timber planting that will enhance environmental benefits for acreage damaged by the 2005 hurricanes.

B Program Policy

Apply this practice to eligible PNIF that had merchantable timber before a 2005 hurricane and is suitable for growing trees that will provide multipurpose forest benefits.

Predominant hardwood may include softwood trees:

- not to exceed 50 percent of the total number of trees planted
- **only** to provide wildlife habitat diversity to the area
- where used as nurse trees for no economic use.

C Eligibility

To be eligible for C/S, this practice shall:

- improve environmental benefits to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1L
- be included in the approved tree planting plan.

National CRP Practices (Continued)

CP35E Emergency Forestry - Softwood – New (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...
to establish suitable softwood tree species	to improve environmental benefits to an acceptable level	authorized using technical practice *--codes 314, 315, 338, 340, 391, 394, 550, 587,--* 612, 644, 657, 658, and 659.
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including hardwood trees, to ensure survivability of softwoods needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	
debris removal	required to establish a stand or assist in the natural regeneration	
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides	specified as necessary in the approved tree planting plan to establish the cover	
insecticides		
clean tilling	for firebreaks, fuelbreaks, or firelanes	
tree shelters, netting, plastic tubes, or other animal control damage devices	<p>approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing</p> <p>Note: STC must designate areas where use of these measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.</p>	authorized not to exceed an average cost, as determined by STC.

National CRP Practices (Continued)

CP35F Emergency Forestry - Softwood – Existing (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including hardwood trees, to ensure survivability of softwoods needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice *--codes 314, 315, 327, 340, 394, 460, 550,--* 612, 644, 645, and 647.
debris removal	required to establish a stand or assist in the natural regeneration	
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides	specified as necessary in the approved tree planting plan to establish the cover	
insecticides		
clean tilling	for firebreaks, fuelbreaks, or firelanes	
fencing		not authorized
roads		
to establish a hardwood tree species	<ul style="list-style-type: none"> for ornamental purposes for Christmas tree production 	
herbicides	to maintain the vegetative cover, including trees	
insecticides		

National CRP Practices (Continued)**CP35F Emergency Forestry - Softwood – Existing (Continued)****E Requirements**

The following are requirements for this practice.

- Approval **must** be obtained from the State Forester certifying that planting up to 50 percent softwoods is an appropriate silvicultural practice for the State.
- Planting in excess of 50 percent **must** receive prior approval from the Forest Service and FSA National Office.
- Plantings **must** be protected from destructive fire and from grazing by domestic livestock for the life of CRP-1L.
- Chemicals used in performing the practice **must** be:
 - Federally-, State-, and locally-registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1L, as determined by COC.

F Planting Timespan

Planting of the approved cover shall be completed within two years of the effective date of CRP-1L. See paragraph 426 for exceptions.

G Environmental Concerns

Consider preserving and improving the environment and wildlife concerns when making determinations about types of plantings, spacing, and other practice specifications. Ensure noxious and invasive plants are controlled throughout the life of the contract.

National CRP Practices (Continued)

CP35G Emergency Forestry – Upland Hardwood – New (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...
to establish suitable hardwood tree species on more than 50 percent of the stand	to improve environmental benefits to an acceptable level	authorized using technical practice *--codes 314, 315, 327, 340, 394, 460, 550,--* 612, 645, and 647.
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including hardwood trees needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	
debris removal	required to establish a stand or assist in the natural regeneration	
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	
herbicides	specified as necessary in the approved tree planting plan to establish the cover	
insecticides		
clean tilling	for firebreaks, fuelbreaks, or firelanes	

National CRP Practices (Continued)

CP35G Emergency Forestry – Upland Hardwood – New (Continued)

D C/S Policy (Continued)

IF the component is...	AND the purpose is...	THEN C/S is...	
tree shelters, netting, plastic tubes, or other animal control damage devices	approved by STC for the area and substantiated as needed by designated technician and COC to prevent damage from wildlife browsing Note: STC must designate areas where using these measures is warranted and cost-effective to protect seedlings. See paragraphs 31 and 491.	authorized not to exceed an average cost, as determined by STC.	
fencing		not authorized.	
roads			
to establish a softwood tree species			<ul style="list-style-type: none"> • for ornamental purposes • for Christmas tree production
herbicides			to maintain the vegetative cover, including trees
insecticides			
temporary cover	hardwood trees that serve as trainers to produce high-value softwoods Note: Where silviculturally appropriate, as determined by the service forester, softwoods may be planted as trainers, not to exceed 50 percent of the number of trees planted to optimize softwood quality if no commercial use is made of the hardwoods.		

National CRP Practices (Continued)

CP35H Emergency Forestry – Upland Hardwood – Existing

A Purpose

This practice is to enhance site characteristics of an existing stand of trees that were damaged by the 2005 hurricanes. The stand **must** be a viable understocked stand as determined by a certified forester and provide environmental benefit.

B Program Policy

Apply this practice to eligible PNIF that had merchantable timber before the 2005 hurricanes and is suitable for growing trees that will provide multipurpose forest benefits.

Predominant softwood may include softwood trees:

- not to exceed 50 percent of the total number of trees planted
- **only** to provide wildlife habitat diversity to the area
- where used as nurse trees for no economic use.

C Eligibility

To be eligible for C/S, this practice shall:

- reduce erosion to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1L
- be included in the approved tree planting plan.

National CRP Practices (Continued)

CP35H Emergency Forestry – Upland Hardwood – Existing (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...	
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including hardwood trees, to ensure survivability of softwoods needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice *--codes 314, 315, 327, 340, 394, 460, 550, 612, 645,--* and 647.	
seeding firebreaks, fuelbreak, or firelanes	to establish and maintain the cover according to State requirements		
debris removal	required to establish a stand or assist in the natural regeneration		
wildlife enhancement	<ul style="list-style-type: none"> provides cover opening that will provide additional wildlife benefits to the stand to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) 		
herbicides	specified as necessary in the approved tree planting plan to establish the cover		
insecticides			
clean tilling	for firebreaks, fuelbreaks, or firelanes		
fencing			not authorized.
roads			
to establish a hardwood tree species	<ul style="list-style-type: none"> for ornamental purposes for Christmas tree production 		
herbicides	to maintain the vegetative cover, including trees		
insecticides			
temporary cover	hardwood trees that serve as trainers to produce high-value softwoods		
	<p>Note: Where silviculturally appropriate, as determined by the service forester, softwoods may be planted as trainers, not to exceed 50 percent of the number of trees planted to optimize softwood quality if no commercial use is made of the hardwoods.</p>		

National CRP Practices (Continued)

CP35I Emergency Forestry – Mixed Trees – Existing

A Purpose

This practice is to enhance an existing understocked mixed stand of trees in a timber planting that will enhance environmental benefits for acreage damaged by the 2005 hurricanes.

B Program Policy

Apply this practice to eligible existing PNIF that had merchantable timber before the 2005 hurricanes and is suitable for growing trees that will provide multipurpose forest benefits.

C Eligibility

To be eligible for C/S, this practice shall:

- reduce erosion to less than the soil loss tolerance
- prevent degradation of environmental benefits from recurring
- be maintained for the life of CRP-1L
- be included in the approved tree planting plan.

National CRP Practices (Continued)

CP35I Emergency Forestry – Mixed Trees – Existing (Continued)

D C/S Policy

The following shows C/S policies for this practice.

IF the component is...	AND the purpose is...	THEN C/S is...	
temporary cover	<ul style="list-style-type: none"> required in the practice specifications, including softwood trees, to ensure survivability of hardwoods needed until required plant stock is available needed because the normal planting period for the species has passed to establish a cover where a soil condition, such as chemical residue, will not immediately allow establishment of permanent cover 	authorized using technical practice *-codes 314, 315, 327, 340, 394, 460, 550,--* 612, 645, and 647.	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements		
herbicides	specified as necessary in the approved tree planting plan to establish the cover		
insecticides			
wildlife enhancement	<ul style="list-style-type: none"> to establish and maintain a cover that provides habitat for wildlife in otherwise open areas. This may relate to debris removal and salvage activities (planting load landings, temporary roads, etc.) provides cover opening that will provide additional wildlife benefits to the stand 		
debris removal	required to establish a stand or assist in the natural regeneration		
clean tilling	for firebreaks, fuelbreaks, or firelanes		
fencing			not authorized.
roads			
to establish a hardwood tree species	<ul style="list-style-type: none"> for ornamental purposes for Christmas tree production 		
herbicides	to maintain the vegetative cover, including trees		
insecticides			
temporary cover	softwood trees that serve as trainers to produce high-value hardwoods Note: Where silviculturally appropriate, as determined by the service forester, softwoods may be planted as trainers, not to exceed 50 percent of the number of trees planted to optimize hardwood quality if no commercial use is made of the softwoods.		

National CRP Practices (Continued)

CP36 Longleaf Pine - Establishment (Continued)

E C/S Policy

The following shows C/S policies for CP36.

IF the component is...	AND the justification is...	THEN C/S is...
tree seedlings, seedbed preparation, and seeding/planting	to establish approved tree species and improve environmental benefits to less than the soil loss tolerance	authorized using technical practice codes
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	*--314, 315, 327, 340, 394,
herbicides and insecticides	specified as necessary to establish the approved cover and to control invasives (such as cogongrass) included in the tree planting plan and conservation plan Note: This does not include herbicides or pesticides used as part of the maintenance of the practice.	490, 548, 550, 612, 645,--* and 647.
tree thinning		authorized using technical practiced code 666.
fencing		not authorized.
temporary cover		
clearing rocks or other obstructions from the area to be seeded		
minerals and nutrients	to maintain vegetative cover, including trees or enhance production	
clean-tilling	for firebreaks, fuelbreaks, or firelanes	
to establish a tree species	for ornamental purposes and Christmas tree production	

National CRP Practices (Continued)**CP36 Longleaf Pine - Establishment (Continued)****F Requirements**

The following are requirements for CP36.

- Plantings **must** be protected from grazing by domestic livestock for the life of CRP-1.
- Chemicals used in performing the practice shall **not** include fertilizers and **must** be:
 - Federally, State, and locally registered
 - applied according to authorized registered uses, directions on the label, and other Federal or State policies and requirements.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.
- The producer **must** control all noxious and invasive plants during the life of CRP-1.

G Planting

Planting after CRP-1 is approved by COC shall be completed by the end of the next normal planting period unless the producer can provide acceptable documentation that seed or tree stock is **not** available.

H Planting Timeframe

Herbicide residue related on some former cotton and peanut fields has reduced planting success for some longleaf pine planting.

Based on the recommendations provided by TSP, COC may allow the field to lay fallow during the first year of CRP-1 to reduce herbicide carryover.

TSP may recommend that permanent cover should be established during the first 2 years of CRP-1 according to paragraph 426. A 1-year extension of the 2-year planting requirement may be allowed by COC if there is justification of the need for an extension.

I Environmental Concerns

Consider preserving and improving the environment and wildlife concerns when making determinations about CP36 specifications.

National CRP Practices (Continued)

CP37 Duck Nesting Habitat (Continued)

F State Allocations

Total enrollment shall not exceed 100,000 acres. State enrollment allocations are provided in the following.

State	State Acre Allocation
Iowa	4,000
Minnesota	8,000
Montana	3,500
North Dakota	67,000
South Dakota	55,000
Reserve	12,500
Total	150,000

G C/S Policy

The following provides C/S policies for this practice.

IF the component is...	AND the justification is...	THEN C/S is...
earthmoving	to construct dams, levees, dugouts, or dikes needed to develop or restore the hydrology of the site	authorized using technical practices codes
eligible seeding for grassland ecosystem	for soils that are developed under a grassland ecosystem that will not be covered by water anytime during a normal growing season and substantiated as needed by COC for: <ul style="list-style-type: none"> • establishment of permanent native grass species • establishment of permanent introduced grasses and legumes and native shrub species, where determined necessary to improve wildlife habitat • planting annuals as a nurse crop to prevent erosion while permanent cover is becoming established 	*--314, 315,--* 327, 340, 512, 550, 587, 612, 644, 645, 647, 657, 658, and 659.
seedbed preparation	substantiated as needed by COC, not including clearing rocks or other obstructions from the area to be seeded	

National CRP Practices (Continued)

CP39 FWP Constructed Wetland (Continued)

G Practice Requirements (Continued)

- The hydrology of the constructed wetland **must** be maintained according to the operation and maintenance requirements for the practice standard.
- The practice shall have periodic management activities performed, according to the conservation plan, during the life of CRP-1, as determined by COC.

H Planting Timespan

Planting or sowing of the approved cover shall be completed within 24 months of the effective date of CRP-1. See paragraph 426 for exceptions.

I Environmental Concerns

Consideration of water quality, wildlife, and other environmental concerns are to be evaluated in the planning and establishment of this practice. FSA shall conduct a site investigation prior to approving a CPR-1 on a constructed wetland. This investigation is to determine if potential hazardous materials may be associated with the site. Potential impacts to historic/cultural resources and threatened and endangered species should be evaluated. Appropriate regulatory agencies should be consulted with in this process.

National CRP Practices (Continued)

*--CP42 Pollinator Habitat (Continued)

E C/S Policy

The following contains C/S policies for this practice.

If the component is...	AND the justification is...	THEN C/S is...
seedbed preparation minerals	substantiated as needed by COC	authorized using technical practice
Important: Native flowering species are encouraged.	substantiated as needed by COC, and specified in the approved conservation plan to benefit targeted pollinator species	*--codes 314, 315, 327, 338, 340, 342, 386, 390, 394, 550, 643, 645, and 647.--*
habitat boundary marker	specified in the approved conservation plan	
seeding, including approved shrubs	substantiated as needed by COC and listed as approved species in the practice specifications	
herbicides	specified as necessary in the approved conservation plan	
insecticides		
Important: Limited to woody materials on CP42 acres only.	specified as necessary in the approved conservation plan to provide nesting habitat for pollinators and other environmental benefits	
temporary cover	<ul style="list-style-type: none"> • required in the practice specifications needed until required seeds or plant stock is available • needed because normal planting period for the species has passed • that a soil condition, such as chemical residue, will not allow establishment of cover immediately 	
seeding firebreaks, fuelbreaks, or firelanes	to establish and maintain the cover according to State requirements	

National CRP Practices (Continued)

*--CP42 Pollinator Habitat (Continued)

E C/S Policy (Continued)

If the component is...	AND the justification is...	THEN C/S is...
herbicides	to maintain vegetative cover	not authorized.
insecticides		
clearing rocks or other obstructions from the area to be seeded		
clean tilling of firebreaks, fuelbreaks, or firelanes		
fencing or roads		
minerals	to enhance production	

F Practice Requirements

In addition to the practice standards in NRCS FOTG, the following requirements apply.

- This practice may be used with other conservation practices
- Seeding mixes shall contain a minimum of 9 species of pollinator-friendly wildflowers, legumes, and/or shrubs. More than 9 species are encouraged. Trees are not an eligible component of CP42 seed mixes.

Exception: States with arid areas may submit alternative standards.

- At least 3 species shall have their primary onset of blooming during each period of April through June 15, June 15 through July, and August through October. The 3 species need not be in bloom for the entirety of a bloom period.

Exception: States with arid areas may submit alternative standards.

- State Committees may propose alternatives to species diversity and bloom period standard for arid areas only. Alternative standards must receive DAFP approval.
- Seeding mixes shall include no more than 25 percent grasses based on pure live seeds per square foot. Grass is not required in CP42.
- Where allowed by NRCS FOTG, total seed mixes, including grass seeds, must be 15-30 pure live seeds per square foot. Seeding rates may be higher where required by NRCS FOTG.--*

CRP Signup Periods

The following provides the number and dates of CRP signup periods by program year.

Signup Number	Date	Program Year
1	3-3-86 through 3-14-86	1986
2	5-5-86 through 5-16-86	1986 and 1987
3	8-4-86 through 8-15-86	1986 and 1987
4	2-9-87 through 2-27-87	1987 and 1988
5	7-20-87 through 7-31-87	1987 and 1988
6	2-1-88 through 2-19-88	1988 and 1989
7	7-18-88 through 8-31-88	1988 and 1989
8	2-6-89 through 2-24-89	1989 and 1990
9	7-17-89 through 8-4-89	1989 and 1990
10	3-4-91 through 3-15-91	1991
11	7-8-91 through 7-19-91	1992
12	6-15-92 through 6-26-92	1993
13	9-11-95 through 9-22-95	1996 and 1997
14 *	9-3-96 through 9-30-97	1997 and 1998
15	3-3-97 through 3-28-97	1998 and 1999 <u>1/</u>
16	10-14-97 through 11-14-97	1998 and 1999 <u>2/ 3/</u>
17 *	10-1-97 through 9-30-98	1998 and 1999
18	10-26-98 through 12-11-98	2000
19 *	10-1-98 through 9-30-99	1999 and 2000
20	1-18-2000 through 2-11-2000	2001

* Denotes continuous signup numbers.

1/ Acreage currently enrolled in CRP that expires September 30, 1997, is eligible to be offered for enrollment only with a program year of 1998. See paragraph 151.

2/ Acreage currently enrolled in CRP that expires September 30, 1998, is eligible to be offered for enrollment only with a program year of 1999. See paragraph 151.

3/ Acreage previously enrolled in CRP that expired September 30, 1997, is eligible to be offered for enrollment with a program year of 1998 or 1999. See paragraph 402.

CRP Signup Periods (Continued)

Signup Number	Date	Program Year
21 *	10-1-99 through 4-6-2000	2000 and 2001
22 *	4-6-2000 through 9-30-2000	2000 and 2001
23 *	10-1-2000 through 9-30-2001	2001 and 2002
24 *	10-1-2001 through 9-30-2002	2002 and 2003
25 *	10-1-2002 through 9-30-2003	2003 and 2004
26	5-5-2003 through 6-13-2003	2004 and 2005
27 *	5-5-2003 through 9-30-2003	2003 and 2004
28 *	10-1-2003 through 9-30-2004	2004 and 2005
29	8-30-2004 through 9-24-2004	2006 and 2007
30 *	10-1-2004 through 9-30-2005	2005 and 2006
31 *	10-1-2005 through 9-30-2006	2006 and 2007
32 **	2-1-2006 through 12-31-2006	2008 through 2011
33	3-27-2006 through 4-28-2006	2007
34 *	7-17-2006 through 10-20-2006	2007 and 2008
35 *	10-1-2006 through 9-30-2007	2007 and 2008
36 *	10-1-2007 through 9-30-2008	2008 and 2009
37 *	10-1-2008 through 9-30-2009	2009 and 2010
38 *	10-1-2009 through 9-30-2010	2010 and 2011
39	8-2-2010 through 8-27-2010	2011
40 *	10-1-2010 through 9-30-2011	2011 and 2012
41	3-14-2011 through 4-15-2011	2012
*--42 *	10-1-2011 through 9-30-2012	2012 and 2013
43	3-12-2012 through 4-6-2012	2013--*

* Denotes continuous signup numbers.

** Denotes REX.

Note: See paragraph 181 for continuous signup number, dates, and program year information.

Completing CRP-1, Conservation Reserve Program Contract

A Completing CRP-1

Complete CRP-1 according to the following.

Note: See paragraphs 213 and 214 for more information on CRP-1's for continuous signup.

Item	Instructions
1	Enter State and county codes.
2	Enter signup number.
3	*--For CREP and FWP only , enter CRP-1 number after approval by a CCC representative. Number CRP-1's in the sequence in which COC or CED approves--* them. Use only 1 series (1, 2, 3, etc., up to 8999), regardless of FY in which CRP is approved.
4	Enter the acreage to be enrolled in CRP. Important: This amount may have to be corrected after completion of a paid-for measurement service. See paragraph 401. All changes must be initialed and dated by both the employee making the change and the producer.
5	Enter farm number. Use the same number on all forms.
6	Enter tract number.
7	Enter County Office address and telephone number.
8	Check the applicable box. Only 1 offer type may be selected per CRP-1. Note: All eligible practices for continuous signup are EP.
9	Enter the CRP-1 period. Note: All CRP-1's expire on September 30 of the applicable year.

Completing CRP-1, Conservation Reserve Program Contract (Continued)

A Completing CRP-1 (Continued)

Item	Instructions
10 A	<p>*--For FWP and CREP, producer shall enter the rental rate per acre offered. For all--* other contracts, the producer must initial and date.</p> <p>Important: CRP-1, item 10 A must be the same amount entered on CRP-2, item 9.</p> <p>Note: Producers may offer less than the maximum payment rate.</p>
10 B	<p>Enter the annual contract payment.</p> <p>Calculate the annual contract payment by multiplying the acres for enrollment (item 4) times the rental rate per acre offered (item 10 A).</p> <p>Important: This amount may have to be corrected after completion of a paid-for measurement service. See paragraph 401.</p> <p>All changes on CRP-1 must be initialed and dated by both the employee making the change and the producer.</p>
10 C	<p>For continuous signup offers, enter the first year payment amount, if the first annual rental payment will be prorated. See paragraph 198.</p> <p>For general signup offers, leave blank.</p>
11	<p>Enter the:</p> <ul style="list-style-type: none"> • tract number • field number • practice or practices the producer wants to install • applicable acreage amount • total estimated C/S per practice. <p>Note: Only 1 practice length is permitted per CRP-1. See paragraphs 211 and 332.</p>
12	<p>For FWP and CREP, owners and operators are responsible for completing item 12 and providing the division of shares. * * * For all other CRP contracts, the County Office shall enter applicable producer and share information through COLS.</p>
13	<p>CCC representative shall sign and date when all eligibility requirements have been met. See paragraph 401.</p>

EBI and National Ranking Factors (Continued)

2 National Ranking Factor N1 - Wildlife Habitat Cover Benefits (Continued)

C Subfactor N1b - Cover

Subfactor N1b - Wildlife Improvement (0 to 20 points maximum).

Producers must be notified that, if accepted in CRP, food plots must be maintained for the term of CRP-1. Producers offering food plots must be notified of the planting and maintenance requirements before the offer is submitted.

Points are based on the following table. Maximum point score is 20 points. The factors are **not** additive.

Producers must be informed before signup that the acreage must be maintained for the life of the contract according to practice standards.

--Wildlife Enhancement Signup 43--		Points
Conversion of at least 51 percent of a primarily monoculture stand to a mixture of native species that provide wildlife habitat benefits. <u>1</u> /		20
Establishment of pollinator habitat CP42 that remains in the location of CRP-1. The habitat size, shape, and composition must meet the following requirements.		20
Size		
CRP Acreage Offered	Habitat Size Requirement	
Less than 10 acres	At least 1 acre of pollinator habitat. Habitat areas must be at least .5 acre.	
10 acres or greater	At least 10 percent of acreage offered in pollinator habitat. Habitat areas must be at least .5 acre.	

EBI and National Ranking Factors (Continued)

2 National Ranking Factor N1 - Wildlife Habitat Cover Benefits (Continued)

C Subfactor N1b - Cover (Continued)

--Wildlife Enhancement Signup 43--						Points
Annual or permanent food plot (CP12) that remains in the same location for the contract length or rotated food plot for which the location changes during CRP-1 length. CP12 food plots must be consistent with NRCS FOTG up to 10 percent of a field, not to exceed 5 acres per field.						5
Example: A producer would like to enroll 200 acres. Field 1 is 120 acres, Field 2 is 45 acres, and Field 3 is 35 acres.						
Field	Size	NRCS FOTG Limit	10 Percent Limit	5 Acres	Limited CP12	
1	120	12	12 acres	5	5	
2	45	4.5	4.5 acres	5	4.5	
3	35	3.5	3.5 acres	5	3.5	
13.0						
Note: CP12, the NRCS FOTG standard, is limited by the lessor of either 10 percent of the field size or 5 acres/field for the food plot. The 5 acres of food plot may be either one 5-acre food plot or 2 or more food plots where the cumulative total would be ≤ 5 acres.						

1/ At least 51 percent of the land enhanced must be on a stand comprised of primarily a monoculture (fescue, crested wheatgrass, bermuda grass, etc.) on expired (such as a contract that expired in 2010) and/or expiring CRP land. In the case of a monoculture of trees (such as loblolly pine), the contract shall be on land expiring.

Note: Expiring CRP land with trees loses its cropland status after the expiration of the contract.

Points are not awarded for land in a crop production (wheat field, corn ground, etc.).

EBI and National Ranking Factors (Continued)

3 National Ranking Factor N2 - Water Quality Benefits From Reduced Erosion, Runoff, and Leaching (Continued)

C Subfactor N2b - Groundwater Quality (Continued)

The COLS software determines the weighted average leach index for the 3 predominant soils and looks up the appropriate county specific value. Table values are based on:

- leach index for acres offered
- county pesticide leaching potential
- county nitrogen leaching potential
- population obtaining drinking water from wells in each county.

Example: A 110-acre field is offered composed of 2 soil map units. 70 acres have a leach index of 1, and the remaining 40 acres have a leach index of 3. The average leach index is $(70 \times 1) + (40 \times 3) \div 110 = 1.73$, which is rounded to the nearest whole number 2. Based on the following sample table, if the acres were located in Barbour County, Alabama, a value of 12 would be entered for subfactor B.

County	*--Ground Water Subfactor for Signup 43--*		
	Leach Index		
	1	2	3
1001 - Autauga	6	13	20
1003 - Baldwin	8	12	16
1005 - Barbour	8	12	16
1007 - Bibb	8	12	20
1009 - Blount	2	8	14

D Subfactor N2c - Surface Water Quality

Surface water quality benefits score. (0 to 45 points maximum)

This subfactor evaluates the:

- potential amount of sediment that is delivered to water courses
- population within the watershed that would benefit most directly from improved surface water quality

EBI and National Ranking Factors (Continued)

3 National Ranking Factor N2 - Water Quality Benefits From Reduced Erosion, Runoff, and Leaching (Continued)

D Subfactor N2c - Surface Water Quality (Continued)

- the stream density and estimated sediment loadings that occur because of agriculture.

EPA studies have found that sediment is the primary water quality problem in the majority of rivers and streams.

The software tool will determine the weighted average RKLS for the 3 predominant soils for the offered acreage. Round RKLS to the nearest whole number using normal rules of rounding. Use the appropriate table value for the watershed in which at least 51 percent of the acreage is physically located.

For example:

	--Surface Water Subfactor - RKLS for Signup 43--				
Watershed	< 4	$4 \leq \text{RKLS} < 7$	$7 \leq \text{RKLS} < 11$	$11 \leq \text{RKLS} < 23$	$\text{RKLS} \geq 23$
01010001	1	5	10	15	21
01010002	1	5	10	15	21
01010003	5	10	15	22	27

4 National Ranking Factor N3 - On-Farm Benefits of Reduced Erosion

A Summary

On-Farm Benefits of Reduced Erosion. (0 to 100 points maximum)

The score for the weighted average EI for the 3 predominant soils on the land offered is determined by the greater of EI for:

- sheet and rill erosion (based off of RUSLE)
- wind erosion (based off of wind erosion equation).

Note: EI must be a whole number. Use normal rules of rounding.

Use the highest EI value (for the 3 predominate soils of the acreage offered) of either sheet and rill or wind erosion (do not add together). Use the table in subparagraph B to award points for the offer based on the highest EI value.

EBI and National Ranking Factors (Continued)

4 National Ranking Factor N3 - On-Farm Benefits of Reduced Erosion (Continued)

B EI Chart

EI (higher of wind or water EI) (0 to 100 points maximum)

EI - Sheet and Rill or Wind	Points
Less than 4	0
4	1
5	2
6	4
7	7
8	11
9	16
10	22
11	29
12	37
13	46
14	56
15	67
16	79
17	92
18	97
19	98
20	99
21 +	100

EBI and National Ranking Factors (Continued)

5 National Ranking Factor N4 - Enduring Benefits

A Summary

Enduring Benefits Beyond CRP-1 Period. (0 to 50 points maximum)

The N4 evaluates the likelihood that the practice established will persist and be maintained beyond the life span of CRP-1 and will provide benefits beyond the contract period

Land established with certain existing vegetation types, such as hardwood trees, softwood trees, or shrubs, is less likely to be returned to crop production after contract expiration. In addition, land re-established to a wetland ecosystem, or rare or declining habitat, is also less likely to return to crop production at the end of the contract period.

The N4 score is the sum of the weighted average scores using the N4 table provided below. To determine the N4 value, calculate the weighted average value for **all practices** using the N4 table. Round the result to the nearest whole number using the normal rules of rounding.

Use the following table to award N4 points. Score zero points if none of the following practices are offered.

Note: The practice selected must be appropriate for the site. Trees should not be selected on sites where trees are not a part of the ecosystem. For example: A tree stand should not be planted on a site where the climax vegetation for the site is range. The vegetation should be consistent with the ecosystem of the site.

Important: Food plots (CP12) are awarded 0 points.

--N4 Table - Signup 43--	Points
New hardwood tree (CP3A), longleaf pines, or Atlantic White Cedar plantings and CP25 where the plant community is existing or will be established to primarily trees	50
Existing or enhanced stand of hardwood Trees, Longleaf pine, and/or Atlantic White Cedar (CP3A)	40
New pine/softwood tree (CP3)	30
CP25, where the plant community is existing or will be established to a primarily grass and/or shrub complex or CP42	25
Existing pine/softwood tree (original contract signed as CP3)	20
All other conservation practices not listed (CP1, CP2, CP4B, CP4D)	0

EBI and National Ranking Factors (Continued)

6 National Ranking Factor N5 - Air Quality Benefits From Reduced Wind Erosion (Continued)

E Carbon Sequestration, Subfactor N5d

N5d Carbon Sequestration Factor (0 to 10 points maximum)

This factor provides a relative index of the projected carbon sequestration benefits of CRP cover types over the expected life of the practice. This is a weighted average for the all practice on the contract using the values in the table.

--N5d Carbon Sequestration Table for Signup 43--	
Practice	Points
CP3, CP3A, CP25 (primarily trees)	10
CP25 (primary grass complex), CP42	5
CP4D, CP4B	4
CP1, CP2	3
CP12	0

7 National Ranking Factor N6 - Cost

A Summary

The points will be determined using the formula: $N6 = N6a + N6b$

The cost factor provides weight to assist in optimizing environmental benefits per dollar of CRP rental payments. Greater weight is provided to offers with lower costs.

B Subfactor N6a - Cost

The number of points will be determined after signup ends and will be based on the producer rental rate offer.

Note: Offers with lower per acre rental rates may increase the probability that the offer will be acceptable.

EBI and National Ranking Factors (Continued)

7 National Ranking Factor N6 - Cost (Continued)

C Subfactor N6b - Offer Less Than the Maximum Payment Rate

Offers below the maximum payment rate (0 to 25 points).

--Offers for which the Rental Rate Per Acre Offered is below the maximum per acre payment--
rate, on a percentage basis, are award points. The formula to calculate the percentage below
maximum payment rate is: $1 - (\text{Rental Rate Per Acre Offered} / \text{maximum payment rate})$.

Points will be awarded for **whole percent** below the maximum payment rate, based on the
*--following. Percentage values are **truncated** to a whole number.--*

Percent Below Maximum Payment Rate	N6b Points
1	2
2	4
3	6
4	8
5	10
6	12
7	14
8	16
9	18
10	20
11	21
12	22
13	23
14	24
>=15	25

Examples: The maximum payment rate for an offer is \$100 per acre. The producer offers a
per acres rental rate of \$90. The offer is 10 percent below the maximum payment
rate. The offer is awarded 20 points.

The maximum payment rate for an offer is \$100 per acres. The producer offers a
per acres rental rate of \$89.10. The offer is 10.9 percent below the maximum
payment rate. The offer is awarded 20 points.

Completing CCC-770-CRP's, CRP Checklists

A Instructions

County Offices shall:

- obtain CCC-770-CRP1, CCC-770-CRP2, CCC-770-CRP3, and/or CRP-770-CRP4 from **<http://165.221.16.90/dam/ffasforms/forms.html>**
- complete the applicable CCC-770-CRP1, CCC-770-CRP2, CCC-770-CRP3, and/or CRP-770-CRP4 for the applicable section
- prepare CCC-770-CRP1, CCC-770-CRP2, CCC-770-CRP3, and/or CRP-770-CRP4 and file original in participant's CRP folder
- sign and date applicable signature line.

Completing CCC-770-CRP's, CRP Checklists (Continued)

B CCC-770-CRP1

Following is a CCC-770-CRP1 that is available at
<http://165.221.16.90/dam/ffasforms/forms.html>.

*--

<p>This form is available electronically.</p> <p>CCC-770 CRP1 U.S. DEPARTMENT OF AGRICULTURE (02-28-12) Commodity Credit Corporation</p> <p style="text-align: center;">CRP CONTRACT APPROVAL CHECKLIST</p>					1. State Office Name
					2. County Office Name
					3. Contract Number
<p>For any question listed below if the answer is "NO" then "STOP" do not complete the CRP process. Complete all necessary corrective actions needed to update the response with either "YES", or "N/A" before continuing the CRP process.</p>					
ACTION		Handbook or Other References	YES	NO	NA
4. Have redelegations of authority been documented to support permitted actions taken by the CED in regard to CRP?		2-CRP, subparagraph 34B and Exhibit 1			
5. Has a second party review of all eligibility requirements and maximum rate calculations been conducted?		2 CRP, subparagraph 401A			
6. For changing a practice under a general signup, has the original offer been accepted, CRP-1 been approved, and EBI score of the new practice equal to or greater than the EBI of the existing practice?		2-CRP, subparagraphs 401A and 429A			
7. Have participants obtained the catastrophic level of crop insurance or completed an FSA-570?		2-CRP, paragraph 132A			
8. Do the DCP contract acres, GRP acres, and CRP acres meet the requirement not to exceed cropland on the farm?		2-CRP, paragraph 401			
9. Has a conservation plan (CPO) been developed with eligible practices listed on the CRP-1, and signed by all signatories to the CRP-1 NRCS/TSP, Conservation District, and COC/Designee?		2-CRP, paragraphs 253, 255, 366, 368 and 401			
10. Have all required signatures been obtained on the CRP-1, CRP-2, and the conservation plan?		2-CRP, subparagraph 332A, paragraph 335, subparagraph 366B and paragraph 401			
11. Has NEPA, NHPA, ESA, and related acts compliance been documented on NRCS-CPA-52 or State approved equivalent form?		2-CRP, subparagraph 367F			
12. Does the conservation plan contain all required elements and has it been approved by the COC or designee?		2-CRP, subparagraph 366B			
<p><i>If all of the above have been answered "YES", the COC or designee shall approve the CRP-1. If designee is approving, delegation of authority must be on file.</i></p>					
13A. Signature of Preparer			13B. Date (MM-DD-YYYY)		
<p>14A. I concur/do not concur the above items have been verified and updated. <input type="checkbox"/> Concur <input type="checkbox"/> Do Not Concur</p>					
14B. CED Signature for Spotcheck			14C. Date (MM-DD-YYYY)		
<p>15A. I concur/do not concur the above items have been verified and updated. <input type="checkbox"/> Concur <input type="checkbox"/> Do Not Concur</p>					
15B. DD Signature for Spotcheck			15C. Date (MM-DD-YYYY)		
<p><small>The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). 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.</small></p>					

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Completing CCC-770-CRP's, CRP Checklists (Continued)

C CCC-770-CRP2

Following is a CCC-770-CRP2 that is available at
<http://165.221.16.90/dam/ffasforms/forms.html>.

*--

<p>This form is available electronically.</p> <p>CCC-770 CRP2 U.S. DEPARTMENT OF AGRICULTURE (02-28-12) Commodity Credit Corporation</p> <p style="text-align: center;">CRP COST SHARE PAYMENT CHECKLIST</p>					1. State Office Name	
		2. County Office Name				
		3. Contract Number	4. FY of Payment			
NOTE: County Office shall ensure that eligibility has been updated according to CCC-770 Eligibility before payments are issued.						
For any question listed below if the answer is "NO" then "STOP" do not complete the CRP process. Complete all necessary corrective actions needed to update the response with either "YES", or "N/A" before continuing the CRP process.						
ACTION		Handbook or Other References	YES	NO	NA	
5. Is an approved CRP-1 on file?		2-CRP, subparagraph 462B				
6. Is a completed and signed AD-245, Page 2 on file and initialed by a CCC representative?		2 CRP, paragraphs 462, 474, 505, and 507 1-CONSV, subparagraph 194A				
7. Is a completed and signed AD-862 (certified by NRCS, TSP, or Participant, as applicable) on file?		2-CRP, paragraphs 507 and 508				
8. Are all necessary documents (receipts, seed tags, etc.) on file to properly calculate the cost share payment?		2-CRP, paragraph 513				
9. Has the cost-share payment been calculated correctly, including rounding and 2nd party review?		2-CRP, paragraphs 510 thru 518 1-CONSV, subparagraph 194A				
10. Is the person requesting cost-sharing eligible to receive cost-share?		2-CRP subparagraphs 491A and 579				
11A. Signature of Preparer			1B. Date (MM-DD-YYYY)			
12A. I concur/do not concur the above items have been verified and updated.		<input type="checkbox"/> Concur		<input type="checkbox"/> Do Not Concur		
12B. CED Signature for Spotcheck			12C. Date (MM-DD-YYYY)			
13A. I concur/do not concur the above items have been verified and updated.		<input type="checkbox"/> Concur		<input type="checkbox"/> Do Not Concur		
13B. DD Signature for Spotcheck			13C. Date (MM-DD-YYYY)			
<p><small>The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). 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.</small></p>						

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Completing CCC-770-CRP's, CRP Checklists (Continued)

D CCC-770-CRP3

Following is a CCC-770-CRP3 that is available at
<http://165.221.16.90/dam/ffasforms/forms.html>.

*--

<p>This form is available electronically.</p> <p>CCC-770 CRP3 U.S. DEPARTMENT OF AGRICULTURE (02-28-12) Commodity Credit Corporation</p> <p style="text-align: center;">CRP ANNUAL RENTAL PAYMENT CHECKLIST</p>					1. State Office Name	
		2. County Office Name				
		3. Contract Number		4. FY of Payment		
<p>NOTE: County Office shall ensure that eligibility has been updated according to CCC-770 Eligibility before payments are issued.</p>						
<p>For any question listed below if the answer is "NO" then "STOP" do not complete the CRP process. Complete all necessary corrective actions needed to update the response with either "YES", or "N/A" before continuing the CRP process.</p>						
MAKING ANNUAL RENTAL PAYMENTS		Handbook or Other References		YES	NO	NA
5. Has the payment year FSA-578 or CCC-817U been signed and submitted by a participant on the CRP-1?		2-CRP, paragraph 602				
6. Have applicable payment reductions or payment prorations for violations, successions, or managed haying and grazing been loaded in the payment software?		1 CRP				
7A. Signature of Preparer				7B. Date (MM-DD-YYYY)		
8A. I concur/do not concur the above items have been verified and updated.				<input type="checkbox"/> Concur		<input type="checkbox"/> Do Not Concur
8B. CED Signature for Spotcheck				8C. Date (MM-DD-YYYY)		
9A. I concur/do not concur the above items have been verified and updated.				<input type="checkbox"/> Concur		<input type="checkbox"/> Do Not Concur
9B. DD Signature for Spotcheck				9C. Date (MM-DD-YYYY)		
<p><small>The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). 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.</small></p>						

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Completing CCC-770-CRP's, CRP Checklists (Continued)

E CCC-770-CRP4

Following is a CCC-770-CRP4 that is available at
<http://165.221.16.90/dam/ffasforms/forms.html>.

*--

This form is available electronically.

CCC-770 CRP4 U.S. DEPARTMENT OF AGRICULTURE (02-28-12) Commodity Credit Corporation CRP PIP, CP23, CP23A, CP37 and SIP PAYMENT CHECKLIST		1. State Office Name		
		2. County Office Name		
		3. Contract Number	4. FY of Payment	
NOTE: County Office shall ensure that eligibility has been updated according to CCC-770 Eligibility before payments are issued.				
For any question listed below if the answer is "NO" then "STOP" do not complete the CRP process. Complete all necessary corrective actions needed to update the response with either "YES", or "N/A" before continuing the CRP process.				
5. Check type of payment being made: <input type="checkbox"/> PIP <input type="checkbox"/> CP23 Hydrology Incentive <input type="checkbox"/> CP23A Hydrology Incentive <input type="checkbox"/> CP37 <input type="checkbox"/> SIP				
ACTION	Handbook or Other References	YES	NO	NA
6. Is an approved CRP-1 on file?	2-CRP, paragraph 197 and subparagraphs 462C thru 462E, Exhibit 11			
7. Have all practice establishment requirements been completed and cost-sharing calculated and paid? (Exception: C/S does not have to be paid to earn PIP and CP23, CP23A, and CP37 incentive, but is based off of what C/S would have been paid).	2 CRP, paragraph 197, Exhibit 11			
8. Has payment limitation eligibility been verified (all rental payments, SIP, PIP and incentive payments made in a FY are subject to one payment limitation)?	2-CRP, subparagraph 461B			
9. Has the indicated payment been calculated correctly, including rounding for PIP, CP23, CP23A, and CP37 and has a 2nd party review been completed?	2-CRP, subparagraphs 197A, 197B, 462D, and 462E, Exhibit 11			
10. Will the payment(s) be issued according to the shares on the CRP-1?	2-CRP, subparagraphs 197B and 462E, Exhibit 11			
11A. Signature of Preparer		11B. Date (MM-DD-YYYY)		
12A. I concur/do not concur the above items have been verified and updated.		<input type="checkbox"/> Concur <input type="checkbox"/> Do Not Concur		
12B. CED Signature for Spotcheck		12C. Date (MM-DD-YYYY)		
13A. I concur/do not concur the above items have been verified and updated.		<input type="checkbox"/> Concur <input type="checkbox"/> Do Not Concur		
13B. DD Signature for Spotcheck		13C. Date (MM-DD-YYYY)		

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***--Terms and Conditions for Haying (Including for Biomass) and Routine Grazing of CRP Acreage**

Conservation Reserve Program

Terms and Conditions for Haying (Including for Biomass) and Routine Grazing of CRP Acreage

I/We hereby request authority for haying (including for Biomass) and routine 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 by NRCS or the TSP; (3) remove all hay from CRP acreage within 10 calendar days from the date notified by Farm Service Agency (FSA) at the local county office that managed haying or routine grazing authorization has ended; and (4) **not** manage hay and routine graze the same acreage.

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, times **25 percent** of the CRP annual per acre payment rate.

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 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 begins.

CRP-1 Contract Number: _____ Farm Number: _____

Tract Number: _____ Field Number: _____ Acres Hayed/Grazed: _____

Participant's Signature/Dates:

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