

**For:** State Offices and Service Centers

**Correcting the Haying and Grazing Dates and Adjusting Primary Nesting  
and Broodrearing Season**

**Approved by:** Acting Deputy Administrator, Farm Programs



**1 Overview**

**A Background**

Notice CRP-439 instructed State Offices to review the beginning and ending dates of the primary nesting and broodrearing season, and set the haying and grazing ending date.

Several questions have resulted about determining haying and grazing end dates and instructions for requesting an ending date later than 30 days before the first frost date.

**B Purpose**

This notice provides policy:

- about adjusting the primary nesting and broodrearing season
- for determining the haying and grazing period
- for assessing payment reductions.

This notice:

- removes the June 1 emergency grazing start date and the July 1 emergency haying start date in 2-CRP, subparagraph 307 G
- obsoletes Notice CRP-439.

<b>Disposal Date</b>  January 1, 2004	<b>Distribution</b>  State Offices; State Offices relay to Service Centers and NRCS State Offices
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## Notice CRP-440

### 2 Primary Nesting and Broodrearing Season and Haying and Grazing Period

#### A Adjusting Beginning and Ending Dates of Primary Nesting and Broodrearing Season

STC's:

- shall review the primary nesting and broodrearing season with the State Technical Committee to determine whether the beginning and ending dates are appropriate
- are delegated authority to adjust the beginning and ending dates for the primary nesting and broodrearing season, only after consultation with the State Technical Committee.

**Notes:** The primary nesting and broodrearing season beginning and ending dates are not required to be uniform within the State but must conform to county boundaries.

STC's should consult with neighboring STC's to ensure consistency.

#### B Establishing the Haying and Grazing Period

In consultation with the State Technical Committee, STC's shall:

- determine appropriate haying and grazing periods
- establish a grazing period not to exceed 120 consecutive days outside of the primary nesting and broodrearing season
- establish a haying period not to exceed 90 consecutive days outside of the primary nesting and broodrearing season.

#### C State Technical Committee Recommendations

STC's must consult with the State Technical Committee to determine appropriate beginning and ending dates for the primary nesting and broodrearing season and for establishing haying and grazing periods.

If STC's do not establish dates in subparagraph A and B as recommended by the State Technical Committee, STC must:

- submit the dates to CEPD for approval
- include justification to support the dates not recommended by the State Technical Committee.

## Notice CRP-440

### 2 Primary Nesting and Broodrearing Season and Haying and Grazing Period (Continued)

#### D Reporting Dates

States shall report to CEPD, electronically by **September 1, 2003**, the:

**Note:** Guidance will be issued to State Offices about electronic reporting.

- applicable beginning and ending dates for the primary nesting and broodrearing season

**Note:** Only 1 primary nesting and broodrearing season, applicable to all species, may be set.

- the established haying and grazing period.

### 3 Haying and Grazing Year

#### A Established Year

October 1 begins a new year for new requests for managed and emergency haying and grazing provisions.

**Note:** Participants haying or grazing before October 1 shall **not** be assessed an additional payment reduction for haying or grazing for that same acreage after October 1.

For purposes of determining the year the managed or emergency haying and grazing is conducted, COC's shall use the fiscal year that the activity begins.

**Example:** STC establishes a 90-day grazing period beginning July 20. Producer A grazes 40 acres under managed grazing provisions beginning on July 20, 2003. The producer must discontinue grazing by October 20, 2003. The next allowable year that the producer could graze the 40 acres under managed grazing provisions is 2006.

#### B Assessing Payment Reductions

Haying or grazing payment reductions for managed and emergency haying and grazing provisions shall be assessed based on the haying and grazing year the activity begins. A 25 percent payment reduction applies to both managed and emergency haying and grazing provisions.