



Farm
Production
and
Conservation

Farm
Service
Agency

1400 Independence
Ave, SW
Washington, DC
20250
Mail Stop 0513

Voice: 202-720-6221

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TO: SEDs, State FSA Office


FROM: William L. Beam
Deputy Administrator for Farm Programs

SUBJECT: Temporary Permission to Apply Milk on CRP Acreage Due to COVID19 Supply Disruptions

There has been a sudden change in the demand for milk due to COVID19 resulting in producers experiencing surplus milk production that requires milk disposal. We have been notified of producer interests, needs, and desires to spread milk waste on land under Conservation Reserve Program (CRP) enrollment. Below is FSA's related policy on CRP lands. For conservation planning purposes, please do a pen/ink change to the conservation plan to note the field and tracts on which milk waste will be spread.

COC's may permit the application of milk on acreage under CRP-1 if:

- it occurs prior to the primary nesting season
- FSA-850 does not reveal any adverse impacts to the human environment that cannot be successfully mitigated
- the participant seeks approval from the COC to apply milk on CRP acreage
- the participant receives a conservation plan in writing from NRCS or TSP that meets or exceeds the minimum standards of FOTG.
- all requirements and specifications, including permits, if applicable, are met as required by EPA and State and local regulatory
- the amount of milk and its nutrients that may be applied are limited to the level that can be used by the vegetative cover
- the milk will not be applied within 100 feet of property boundaries or water sources, such as wells, streams, rivers, wetlands, or swamps
- the participant must agree to re-establish, at the CRP participant's expense, the vegetative cover in the event of failure or damage after application.

You will receive further guidance if applying milk on CRP during the primary nesting season will be authorized.