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KANSAS BULLETIN NO. KS300-13-62

SUBJECT: LTP–Variance for Highly Erodible Land Non-compliance Cropland Due to Drought Conditions

Purpose. To provide guidance and criteria in granting a variance for highly erodible land (HEL) non-compliant cropland due to drought conditions

Expiration Date. September 30, 2014

All counties in Kansas have been designated natural disaster areas by U.S. Department of Agriculture (USDA) due to the drought. At least 98 percent of the state is in a moderate to exceptional drought. The National Food Security Act Manual, Section 520.10(b), provides for a variance due to special conditions such as weather to provide relief to affected producers.

A temporary variance is now available for person(s) or entities which have HEL conservation systems that have been affected by the drought conditions. Criteria to qualify for the variance are listed below. The state conservationist has delegated authority to supervisory district conservationists and district conservationists for granting variances. Variances may be granted provided the following are met:

- The producer is in non-compliance with the HEL system due to drought conditions.
- Documentation of the non-compliance will remain in the case file.
- The producer will work with the local office on a plan to get back into compliance.
- A compliance review will be required for each tract provided a variance.

Contact: Please forward questions through established channels to Xiomara Tryban, Assistant State Conservationist for Programs, at 785-823-4569 or xiomara.tryban@ks.usda.gov.

(Signed)

ERIC B. BANKS
State Conservationist

DIST: A, F, S