

United States Department of Agriculture

ALASKA FSA COMPLIANCE

By Dennis Mulligan Resource Soil Scientist



The Food Security Act

The Food Security Act was enacted on December 23, 1985

- Title XII of this Act introduced 3 provisions to address environmental concerns associated with soil erosion and wetland conversion.
 - Conservation Reserve Program authorizes the Federal government to enter into contracts with agricultural producers to remove highly erodible cropland from production in return for annual rental payments.
 - "Sodbuster" provision Highly Erodible Land (HEL) Conservation
 - "Swampbuster" Wetland Conservation
 - Has a predominance of hydric soils;
 - Is inundated or saturated by surface or groundwater at a frequency and duration sufficient to support a prevalence of hydrophytic vegetation typically adapted for life in saturated soil conditions; and
 - Under normal circumstances does support a prevalence of such vegetation.



Alaska Exempt Wetlands

Urgent Supplemental Appropriation Act, 1986, Congress added the following to the wetland definition:

"except that this term does not include lands in Alaska identified as having a high potential for agricultural development and predominance of permafrost soils."



Alaska Compliance Process in a Nutshell

- A client completes form AD-1026, NRCS-CPA-038 or FSA-569
 - AD-1026 is a self certification of HEL/WC compliance
 - NRCS-CPA-038 is a request for a wetland determination
 - FSA-569 is a notification of a potential compliance violation

These are the <u>only</u> forms that trigger a determination



Compliance Tracker

- The request to complete either and HEL determination, wetland determination, or both is placed on the "Compliance Tracker"
- The Compliance Tracker con be found on the Alaska SharePoint site at

https://usdagcc.sharepoint.com/sites/nrcs_alaska/ecological_sciences/SitePages/Home.aspx

• The requests are assigned to a compliance team member for action

NRCS Alaska Alaska Directives Administration Civil Rights Conservation Planning Cultural Resources Eco Ecological Sciences



Click the Microbe to open the compliance

tracker



Compliance Tracker

Compliance Tracker

Incomplete ALL ITEMS	Completed ••• Fir	Find an item	Q	1														
✓ Customer Name	Notes	Farm		Tract	NRCS Office	FSA County	POC	Date Received Hub	Date sent to Comp team	HEL needed	Wetlands Needed	Team Member	DUE DATE	Onsite or Offsite	Date 026e Complete	CTL Review	Date Sent to Hub	Date Sent to FSA an
Reutov		1583		1928	Homer	Homer	Perez		1/29/2020	Yes	Yes	Karin	1/29/1900	Off site	3/31/2020	No	4/1/2020	4/8/2020
Mack		1797		1525; add Field 5	Homer	Homer	PV			Yes	No	Karin	1/29/1900	Off site	1/8/2021	No	1/26/2021	1/28/2021
Howatt	add to previous Howett request	t 1082		1701			Dennis			Yes	Yes	Dennis	1/29/1900	Off site	6/4/2021	No	6/4/2021	
Moffitt	field 14 only field identifie 1026 as crop. many hay fi identified as crop on map there doesn's appear to b need for compliance as n annual cropping is appare	r fields ap.) be a no		1723	Wasilla	Palmer	Michelle Jezeski		1/8/2021	Yes	No	Dennis	1/29/1900	Off site		No		
Lewis		286		864, 867, 868,	Wasilla	Palmer		5/3/2017	9/27/2019	Yes	No	Dennis	6/2/2017	Off site	10/1/2019	No	12/18/2019	1/9/2020
Hinnant-Westbrook	2	1504		1774	Homer	Homer		9/8/2017	4/25/2019	Yes	No	Karin	10/8/2017	Off site	10/10/2019		10/11/2019	10/11/2019
Veal		1508		1778	Homer	Homer	Willison	9/29/2017	4/9/2019	Yes	Yes	Karin	10/29/2017	Off site	9/20/2019	No	1/28/2020	2/11/2020
Murrell		1061		1674	Wasilla	Palmer		11/15/2017	8/28/2019	Yes	Yes	Dennis	12/15/2017	Off site	9/17/2019	No	9/17/2019	9/27/2019
Meier's Lake Roadhouse	Emailed Samia and Denis 12/8/2020	iise 774		738	Wasilla	Delta	Samia Savell	4/20/2018	7/15/2019	Yes	No	Dennis	5/20/2018	Off site	9/9/2020	No	9/9/2020	4/14/2021
Kitka	Followed up with meg 12/8/2020	1530		1807	Kenai-Kodiak	Homer	Sanders	6/22/2018	12/3/2019	Yes	Yes	Karin	7/22/2018	ON site	3/9/2021	No	3/29/2021	3/30/2021



Compliance Team

- Dennis Mulligan (Resource Soil Scientist, Palmer SO)
 - Compliance lead and Determiner
- Scott Crockett (State Resource Conservationist, Palmer SO)
 - Policy Guru
- Cory Cole (State Soil Scientist, Palmer SO)
- Karin Sonnen (Rangeland Management Specialist, Homer FO)
 - Determiner
- Dean Houchen (Acting State Biologist, Delta FO)
 - Determiner



Completed Determinations

Placed on the Palmer Shared Drive at:
 S:\NRCS\AK_NRCS\Compliance

→	$CS(Shared) (S:) \rightarrow N$	RCS > AK_NRCS > Compliance		
		Name	Date modified	Туре
Quick access		Central Hub	12/23/2020 8:51 AM	File folder
Desktop	Ŕ	Forms	6/21/2021 1:45 PM	File folder
Documents	A	FPPA	3/30/2021 1:39 PM	File folder
 Downloads 	*	Meetings	10/8/2019 12:28 PM	File folder
Pictures	A	Normal Environmental Conditions	3/25/2021 11:03 AM	File folder
AKPAL (\\USDA\NRCS\Data) (F:)	*	North Hub	6/15/2021 12:53 PM	File folder
f346t8_Steele		References	6/21/2021 8:16 AM	File folder
f1104_Latchem		Reports National	10/1/2019 2:35 PM	File folder
Kodiak		South Hub	9/18/2020 6:06 PM	File folder
training		Tracker	1/14/2021 2:09 PM	File folder
training		weps	12/11/2020 3:57 PM	File folder

NRCS > AK_NRCS > Compliance > South	h Hub > Homer	
Name	Date modified	Туре
Blackmon	10/8/2020 1:19 PM	File folder
Edmonds_Rscinv	1/25/2021 4:16 PM	File folder
📙 F 39 Sargent	8/25/2020 6:36 PM	File folder
f 424t119&T86_Jones	4/15/2020 11:27 AM	File folder
F 455 V Martushev	1/26/2021 1:26 PM	File folder
F 463 MartushevUliania	12/22/2020 3:39 PM	File folder
F 501t637&f889t1033 Wilhoit	12/18/2020 10:40	File folder
f 523t659poindexter	2/5/2020 4:33 PM	File folder
f 769t918Kirby	2/5/2020 4:33 PM	File folder
f 985t1120Gavillot	2/5/2020 4:33 PM	File folder
F 991 Maklezow	1/26/2021 1:21 PM	File folder
f 1002Waldorf	1/6/2021 4:38 PM	File folder
f 1061 Morton	5/28/2020 2:01 PM	File folder
📙 f 1149 t 1289 Poindexter Properties	2/5/2020 4:33 PM	File folder
📙 F 1238 Dahl	1/11/2021 2:29 PM	File folder
F 1251 MoneyBurt	1/8/2021 10:32 AM	File folder
📙 f 1272 t 1444 Nakada	2/5/2020 4:33 PM	File folder
F 1347_Edmunds	1/25/2021 1:20 PM	File folder
📙 f 1504 t 1774 Hinnant	5/12/2021 1:40 PM	File folder
📙 f 1508 t 1778 Veal	5/12/2021 1:40 PM	File folder
F 1525 Mack	1/26/2021 1:09 PM	File folder
F 1536 CD Peonies	1/27/2021 9:34 AM	File folder
F 1537 t 1815 Staley	2/5/2020 9:20 AM	File folder
f 1557 t 1840 Blackstock	2/5/2020 4:33 PM	File folder
📕 f 1558 t 1841 LEE	2/5/2020 4:33 PM	File folder
📙 f 1559 t 1842 Blaine	1/13/2021 4:02 PM	File folder

Other Folders

> NRCS > AK_NRCS > Compliance > Forms

 \sim

N	а	m	ne	

- 2016_Alaska_Wetland_Plant_List
- AK_State_Offsite_Methods_May2019 (002)
- AKWetland Delineation Data Sheet
- BLANK_2016_026e
- BLANK_2020_026_CWD
- BLANK_2020_026_HEL
 - BLANK_2020_028
 - Copy of LSChart_SoilSurveys
 - Form 3 Data Source Elements and Indic...
 - 💼 HEL_Determ_Wksht
 - NEC and Long Term Rainfall Summary
 - no soil survey information
 - NRCS_CPA_38
 - NRCS-CPA-38 09-2015
 - 💼 wetland compliance template

> NRCS > AK_NRCS > Compliance > References

Name

*

*

*

*

- 1987-Army-Corps-Wetlands-Delineation-Manual
- AK_State_Offsite_Methods_May2019
- 🔒 Alaska Regional Supplement
- 👃 Matanuska Valley Survey Area AK604
- Policy_Procedures Wetland Compliance_May20_2011
- 🖈 🛛 👜 proposed checklist
 - Susitna Valley Survey Area AK607
 - Tech Note 7B NFSA Compliance HEL Procedures for Alaska July 2018
 - TechNote_FSACompliance_HELProceduresforAlaska_07_2018-TechNote7

 \sim

eFOTG

- https://efotg.sc.egov.usda.gov/#/
- Frozen soil legends K, T, C, and R factors for HEL
- Wetland policy and procedures

Section II - Natural and Cultural Resources Information	•
Climatic Data	
Cultural Resources Information	
Ecological Site Descriptions	•
HEL Frozen Soil Legends and Interpretations	
HEL Frozen Soil Legends	•
HEL Soils Legends, K and T Factors for Frozen Lists	•
Water Erosion	
Wind Erosion	
NEPA	•
Soil Survey Information	-
Threatened and Endangered Species	
Wetlands	•

Section II - Natural and Cultural Resources Information	
Climatic Data	
Cultural Resources Information	
Ecological Site Descriptions	•
HEL Frozen Soil Legends and Interpretations	•
NEPA	•
Soil Survey Information	•
Threatened and Endangered Species	
Wetlands	•
Alaska Certified Wetland Delineator List	
Alaska Exempt Wetlands AEW	
Alaska Functional Assessment	
Alaska Policy and Procedures	•