

3.1.04

NUTRIENT MANAGEMENT CREDIT PROGRAM (NMCP)

The NMCP provides a financial incentive to offset some of the added costs associated with properly implementing a farm's Nutrient Management Plan (NMP).

- 1) Eligibility: To be eligible to participate in the NMCP a farm must:
 - Be an active WAP Participating Farm and farming in accordance with their WFP.
 - Have more than 25 animal units, as per the SOP.
 - Collect at least 50 tons of manure annually and manage it accordance with a WAP NMP. The amount of manure collected is to be assessed annually and is based on the most recent NMP or manure spreading records. Refer to the NMCP SOP.
 - Have a current signed agreement form.
 - Participate in a NMCP Workshop every three years or when required.
 - Participants who have not communicated with their nutrient management planner or participated in the NMC Program for two years will be removed from the credit program. Eligible farms may request to participate again after 1 year.
- 2) The number of farms eligible for the NMCP is determined by the current WAC/DEP contract.
- 3) Nutrient Management Credit Rates: \$ 7.00 per acre, capped at 2.5 acres/AU, plus an adjusted animal unit rate that is calculated annually.
- 4) Acres are based on the most recent Nutrient Management Plan WFP-3.
 - NM Planner may exercise professional judgment in assessing acreage eligibility for inclusion in NMP.
 - Multiple participants will not receive credit for the same acreage.
- 5) Animal units are based on the current year's Annual Status Review. The annual AU rate is based on remaining funds available after subtracting the total NMC acre award from the total NMC budget. The AU funds available will be distributed equitably across all awards for that given year based on the adjusted animal unit rates.
 - Adjusted Animal Units are calculated using the following multipliers for each animal unit type recorded on the ASR:
 - Dairy - 2.0
 - Beef - 1.0
 - Equine - 1.0
 - Sheep/Goat - 0.67
 - Poultry/Fowl – 0.86
 - Swine – 1.08
 - Deer/Elk – 0.67

- 6) Nutrient Management Credit rates and the list of eligible expenses will be reviewed and approved annually by the Nutrient Management Sub-Committee (NMSC). See Attachment A.
 - Submission requests that do not fall within the categories listed may be reviewed by the NMSC and recommended for approval for reimbursement by the Ag Committee
- 7) Participants that withdraw from the WAP or are terminated are no longer able to earn NMC for any portion of the year for which they were WAP participants. Suspended WFPs will be discussed on a case-by-case basis as determined by the Ag. Committee.
- 8) Any credit previously awarded to a NM Credit participating farm, that has not expired, can be claimed towards an eligible expense that occurs while the farm has an active or transitioning WAP status and is farming in accordance with their WFP.
- 9) In the case of extenuating circumstances, the Executive Committee will determine the eligibility for funding of credits. *The Agricultural Program Manager may restrict NM Credit awards when an imminent water quality threat is present, with notification provided to the Agricultural Committee.* The WAC Executive Director has final review and approval authority over all NM Credit reimbursements.

Participants agree to:

- a) Implement their NMP. They should not exceed recommended manure application rates and will follow the application timing guidelines within it.
 - b) Submit records of all manure applications when requested.
 - c) Continue to follow the O&M agreement for all BMPs contained in their Whole Farm Plan.
 - d) Completion of the WAP Nutrient Management Workshop by someone involved in the management of the farm.
- 2) Certification of Compliance:
- a) Participants will annually submit manure spreading records and will sign a Spreading Records Verification Form for certification of compliance.
 - b) A Peer Review committee comprised of NMSC members, with the optional addition of two watershed farmers. This committee will conduct a review of records submitted and is responsible for recommending approval of NMC awards to Ag. Committee, which then goes to Full Council for final certification of compliance and award amount. The Peer Review committee may recommend a partial award of credits when it deems it as the most effective way to gain improvement in farm compliance in the future.
 - c) The Peer Review committee meeting is confidential and will include the NMSC and the watershed farmers appointed by the NM subcommittee, the WAP Program Manager, the nutrient management team reviewers and a WAP staff member to take minutes.
 - d) The WAC finance office will post credits for each farm after recommendation by the Peer Review Committee and certification and approval from the Full Council. *Certification is signified by the signatures of the Peer Review committee and the whole farm planner (for O&M compliance) on the NMC Agreement form and is binding at the time of the Full Council approval.* Each participant will be notified by letter of the Peer Review committee decision. This letter will confirm the amount of credit available, including any credit carried over from previous years and

when those credits expire.

- e) Carryover of Credits: Credits will be carried over for 5 years providing the opportunity to accumulate credits to cover larger expenses. Unclaimed credits will expire December 31, five years after they are posted, unless a Nutrient Management Credit Extension (Guideline 3.1.05) is enacted, in which case the following applies:
- (1) Producers will be allowed to accumulate credits for up to an additional 3 years (totaling a maximum of 8 years) using the NM Credit Extension request procedure.
 - (2) The extended credit is intended to be used for a large purchase or repair.
 - (3) In the event that the Watershed Agricultural Council dissolves, unclaimed credits will be paid directly to producers.
 - *Credits earned by a farm while they participated in the NMC program may be carried over, subject to the above guidelines, and available for use by the farm, even if the farm is no longer in the NMC program.*
- f) Payments can be made only to the maximum certified credits earned. Payment methods are listed below. Payment process will be implemented according to the Standard Operating Procedure for the Nutrient Management Credit Program, which will be reviewed annually by the WAP Program Manager.
- (1) Payment method 1: Participant reimbursement
 - Participant pays for eligible expenses
 - Participant submits copy of invoice and valid proof of payment to Nutrient Management Team.
 - WAC reimburses within a timely manner.
 - (2) Payment method 2: Payment to Vendor
 - Farmer submits an official price quote from the vendor with description of equipment or service and agrees to payment to vendor.
 - WAC issues payment within a timely manner.
 - (3) Acceptable Proofs of Payment (see Attachment B)
 - Two-Party Check, Check, Lease, Loan, Credit Card, Farm Plan, Line of Credit, Electronic Transfer
- g) NM Credit Reimbursement Check Minimums
- (1) Aside from exceptions noted in 2b, participants must request expense reimbursement in such a manner that any NMC check, whether general NMC reimbursement or 2 party check, is a minimum of \$300.00. Producers may submit multiple expenses of less than \$300.00 each to make up the \$300.00 minimum check.
 - (2) The only exceptions to this \$300.00 check minimum are:
 - If a NMC participant has less than \$300.00 of NM Credit.
 - If a NMC participant is in jeopardy of having NM Credit expire (lose the credit) that is less than \$300.00.
- h) Carry forward of excess expenses: Expenses for eligible reimbursement that exceed the amount of available credit may be carried over and reimbursed up to the original expense total.

Related NM Team SOPs

1. Nutrient Management Credit record submission and review
2. Nutrient Management Credit Peer Review
3. Nutrient Management Credit Reimbursement
4. Nutrient Management Credit Extension

Attachment A: Nutrient Management Eligible Expenses

Expenses eligible for Nutrient Management Credit reimbursement

1. Purchase, lease, rent, enhancement or repair* of manure handling equipment such as:
 - a. Manure spreaders or Manure dump wagons
 - b. Manure Pumps
 - c. Barn cleaner equipment e.g. chains, chutes
 - d. Bucket loader attachments
 - e. Skid steer loaders
 - f. Milk house waste/barnyard runoff transfer pump
 - g. Composting equipment e.g. turners
 - h. No-till planting equipment
 - i. Structural components (pre-approval recommendation by NMSC)
2. Custom handling, injection or spreading of manure or compost
3. Expenses related to establishing cover crops, including custom services.
4. Milkhouse waste and barnyard runoff settling tank pump out.
5. Purchase and spreading of Lime. Purchase, lease, rent, or repair* of lime spreaders.

*On-farm labor used for eligible repairs can be billed up to and including \$25 per hour.

Farm ID:
Participant Name:
Team Member:
Date:

Attachment B Acceptable Proof of Payment

1. Is it for: Equipment Purchase, Repair or Custom Service?
 - a. Are you using all of your credit? If no, how much of your credit are you using?
2. What type of payment was used? (check, credit card, farm plan, etc.)
3. Acceptable proofs of payments are:

**An acceptable vendor sales invoice or Purchase Agreement should include:*

- a. Participant name*
- b. Vendor's name, address, and phone number*
- c. Date*
- d. Items and/or services purchased (e.g. make, model, part number, etc.)*
- e. Amount paid and method of payment*

All acceptable proofs of payment MUST include an acceptable vendor sales invoice* with one of the following:

Two Party Check (Payment to Vendor)	Electronic Transfer	Check	Credit Card	Lease/Loan	Farm Plan/Line of Credit
Quote which includes but is not limited to: type of purchase or service, participant name, date and amount due dated within the last 60 days.	Invoice with payment record (i.e. statements, receipt), showing amount and when it was paid.	Invoice with encoded cancelled check.	Invoice marked paid with Credit card.	Invoice and/or contract/Purchase Agreement & annual summary of payments from the finance company.	Invoice marked paid by Farm Plan or other line of credit.
OR		OR		OR	
Invoice which includes, but is not limited to: type of purchase or service, participant name, date and amount due.		Invoice marked PAID by the vendor with the check #, amount paid, date & initials of the vendor.		Invoice and/or contract/Purchase Agreement & statement from finance company showing received payment with the date.	
				OR	
				Invoice and/or contract/Purchase Agreement & copies of payment stubs with encoded cancelled checks.	