

## 530.320G Determining Substantially Separate Operations

CSP - Determining Substantially Separate Operations					
<b>Service Center:</b>		<b>Applicant Names(s):</b>			
<b>Application Number:</b>		<b>Farm/Tract Number(s):</b>			
<b>Application Number:</b>		<b>Farm/Tract Number(s):</b>			
<b>NRCS Reviewer Name:</b>		<b>Date Reviewed:</b>			
Majority Test - Factors			Yes	No	Notes to Support Determination
<b>Labor</b>	Physical activities necessary in an operation are substantially separate.				
<b>Equipment</b>	Machinery and implements needed to conduct activities of the operation are substantially separate.				
<b>Management</b>	General supervision and direction of activities for the operation are substantially separate.				
<b>Production or Cultivation Practices</b>	Techniques used to produce agricultural- or forest-related products are substantially separate.				
<p>Example 1.—A producer operates farmland in two States: no-till cropland in one State, and conventional tillage cropland in another State. The producer manages the land in both States, but uses separate equipment, labor, and cultivation practices. The operations are substantially separate since three of the four factors are different between the operations.</p>					
<p>Example 2.—A producer operates cropland and grazing land. Although the producer uses different equipment and production practices on the cropland and grazing land, the labor and the management are the same. The producer has one agricultural operation, which must be submitted as one application since only two of the four factors are different.</p>					
<p>Example 3.—A producer operates grazing land for several owners and manages activities for all farms except for one farm where owner A is active and shares in management decisions (e.g., stocking rates and move dates). Due to different management and production practices, owner A's farm was determined to be a separate operation from the operator's other farm through a State Conservationist exception.</p>					
<p><b>Note:</b> Separate FSA farm numbers alone are not adequate justification for a designation of substantially separate operations for the purposes of CSP.</p>					
Substantially Separate Operation Determination					
<i>(Answer 'yes' to one of the three determination scenarios below.)</i>					
Results		Determination			
At least 3 of the 4 factors above are answered Yes.	Passed Majority Test	Operations are substantially separate.			
Active and shared management among an operator and an owner creates a distinct operation based on shared management; and, at least 1 factor above is answered Yes.	State Conservationist Grants an Exception	Operations are substantially separate.			
Less than 3 of the 4 factors above are answered Yes.	Failed Majority Test	Operation is not substantially separate.			