



# Stakeholder Engagement Meeting

## ATCP 50 Rulemaking

WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

January 2023

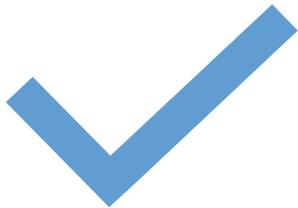
# MEETING OVERVIEW

January 5,  
2023

1. Facilitate implementation of Silurian bedrock performance standard
2. Update and add conservation practices and technical standards
3. Process for technical standard development
4. Documentation requirements for nutrient management planning



# MEETING OBJECTIVE



Overview of changes  
under consideration



Get feedback



Answer questions



**Dec 2021 – Jan 2023**

- Stakeholder engagement

**January 2023**

- Prep hearing draft

**March 2023**

- Hearing draft to ATCP Board

**April/May 2023**

- Public hearings

**September 2023**

- Final draft to Board

**October 2023**

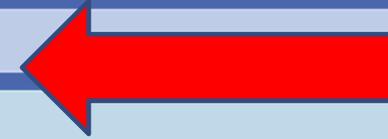
- Governors review

**Nov 2023**

- Submit to JCRAR

**March 2024**

- Scope expires



**WHERE ARE WE AND WHAT IS NEXT**



IMPLEMENTATION  
OF SILURIAN  
BEDROCK  
PERFORMANCE  
STANDARDS

Add to farm conservation  
practices

Establish steps for  
implementation

Identify and add tools to meet  
Silurian bedrock standard



# FARM CONSERVATION PRACTICES

Update	Require implementation of performance standards and prohibitions as of June 1, 2018
Add	Add to ATCP 50.04 as farm conservation practice
Require	Require farmland preservation participants who claim the tax credit under zoning to meet the Silurian bedrock performance standard, if applicable to them



# STEPS TO IMPLEMENT THE SILURIAN BEDROCK PERFORMANCE STANDARD

## Determine

Determine which, IF ANY, restrictions and prohibitions in the Silurian bedrock area apply

## Develop or update

Develop or update a nutrient management plan written to meet ATCP 50.04 (3)

## Comply

Comply with nutrient management plan

## Consult

Consult a tool to predict weather and precipitation to determine the appropriate timing of manure application



# OPTIONS TO DETERMINE APPLICABLE PERFORMANCE STANDARDS

## Available maps

- NRCS soil survey
- UW Dept. Soil Science
- Wisconsin geological and natural history survey

## Maps developed by DATCP or DNR

## In-field verification



## VERIFICATION OF DEPTH TO BEDROCK – TECHNICAL STANDARD



Option to verify depth to bedrock verification for fields receiving mechanical applications of manure



Voluntary



Cost-shareable



# TOOLS TO HELP PRODUCERS MEET SILURIAN BEDROCK PERFORMANCE STANDARD



Add technical standard for voluntary use by farmer to verify depth to bedrock



Allow cost-sharing

- Update existing -nutrient management plan
- Develop new nutrient management plan
- Use the verification of depth to bedrock technical standard



Establish delayed implementation

# UNDERSTANDING RELATIONSHIPS

## Silurian bedrock performance standard (NR 151.075)

- Sets standards for performance
- DNR
- Cannot be changed

## Soil and Water Resource Management (ATCP 50)

- Implements performance standards
- DATCP
- Currently open for revision

## Verification of Depth to Bedrock Standard (DATCP 01)

- Provides a voluntary tool to landowners
- Developed by Standards Oversight Council
- Cannot be changed



## OTHER UPDATES AND CHANGES

Update references and date of conservation practice standards

Add new conservation practices financial assistance

Add process to develop technical standards

Clarify documentation requirements for NM plans



## UPDATED REFERENCES AND DATES

Updates made to language and dates throughout the rule for consistency with the NRCS Field office technical guide.

Wisconsin NRCS website at: <http://www.wi.nrcs.usda.gov>

For example:

- From: NRCS technical guide well decommissioning standard 35I (October, 2014)
- To: NRCS conservation practice standard 35I well decommissioning (August, 2021)



# CONSERVATION PRACTICES PROPOSED FOR ADDITION

Conservation  
crop rotation

Conservation  
cover

Habitat  
diversification

Harvestable  
buffers

Hydrologic  
restoration

Stream  
restoration

Nutrient  
treatment  
system

Verification of  
depth to  
bedrock



## MAXIMUM RATES



For nutrient management \$5 per acre for one-time plan update to comply with NR 151.075



For conservation crop rotation, \$10 per acre per year



For harvestable buffers, annual per acre assistance not to exceed soil rental rates

# PROCESS FOR DEVELOPMENT OF NEW TECHNICAL STANDARDS



Convene a work group with diverse representation



Work group seeks public input



Work group provides recommendation to the department



The department will review and can approve its use

# DOCUMENTATION REQUIREMENTS FOR NM PLANS

- Submit in format that allows review to see if plan meets 50.04(3)
- Minimum requirements for nutrient management plan documentation
  - Plan narrative to explain implementation of the plan
  - Maps identifying fields, soils, and spreading restrictions and prohibitions
  - Crop, field, and nutrient information (rotation, tillage, application)



# HOW CAN YOU PARTICIPATE?

- Stay informed
- Review public hearing draft (anticipated spring 2023)
- Provide comments

[https://datcp.wi.gov/Pages/Programs\\_Services/ATCP50RuleChanges.aspx](https://datcp.wi.gov/Pages/Programs_Services/ATCP50RuleChanges.aspx)

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WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION (DATCP)

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