

Current Temporary Variances



Temporary variances from the production and handling requirements of the USDA organic regulations may be granted by the Administrator for natural disasters declared by the Secretary, damage caused by severe weather, or other business interruption, or for the purpose of conducting research in organic production or handling. Procedures for requesting temporary variances are described in [NOP 2606: Processing Requests for Temporary Variances](#). 7 CFR Section 205.290 provides the full regulatory text regarding temporary variances.

The list of temporary variances that are currently in effect or that were denied are shown below. For a list of expired temporary variances, please visit <http://www.ams.usda.gov/rules-regulations/organic>.

2023 Allowed Temporary Variances

Company / Producer	Location	Date of AMS Decision	Effective Date	Expiration	Certifying Agent	Remarks
Sunset Ridge Organic Dairy	Vernon County, Wisconsin	11/14/2023	11/14/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Sunset Ridge Organic Dairy, located in Vernon County, Wisconsin. • Ruminants must be grazed on pasture throughout the grazing season for no less than 110 days during the 2023 grazing season. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season.

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Marjon Dairy Farm	Green County, Wisconsin	11/14/2023	11/14/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Marjon Dairy Farm, located in Green County, Wisconsin • Heifers must be provided with at least 22 percent average dry matter intake from pasture, or no more than 78 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • All other classes of ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2023 grazing season.
David Chupp	Otter Tail County, Minnesota	11/14/2023	11/14/2023	2023 grazing season	Midwest Organic Services Association. (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, David Chupp located in Otter Tail County, Minnesota. • Ruminants must be grazed on pasture throughout the grazing season for no less than 110 days during the 2023 grazing season. • Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the

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						ruminant's dry matter demand from dry matter fed, during the 2023 grazing season.
Vernon Mast	Green County, Wisconsin	11/14/2023	11/14/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer Vernon Mast, located in Green County, Wisconsin. • Dairy cows and heifers must be grazed on pasture throughout the grazing season for no less than 100 days during the 2023 grazing season. • All other classes of ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2023 grazing season. • Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant's dry matter demand from dry matter fed, during the 2023 grazing season.

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Mark Stoltz	Richland County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Mark Stoltz, located in Richland County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.
Daniel Reps Farms	Winona County, Minnesota	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Daniel Reps Farms, located in Winona County, Minnesota. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.

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Earl, Tim, & Mary Lust Farm	Morrison County, Minnesota	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Earl, Tim, & Mary Lust Farm, located in Morrison County, Minnesota. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.
Rodney & Ruth Meier Farm	Stearns County, Minnesota	11/09/2023	11/09/2023	2023 grazing season	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Rodney & Ruth Meier Farm located in Stearns County, Minnesota • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season. • Dairy livestock must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • All other classes of ruminants must be provided with at least 30 percent average dry matter intake

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						<p>from pasture, or no more than 70 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season</p>
<p>Jamie Mundt</p>	<p>Winona County, Minnesota</p>	<p>11/09/2023</p>	<p>11/09/2023</p>	<p>2023 grazing season</p>	<p>Midwest Organic Services Association (MOSA)</p>	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Jamie Mundt, located in Winona County, Minnesota. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.

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Otter Creek Valley Farm	Eau Claire County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Otter Creek Valley Farm, located in Eau Claire County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.
Klinkner Legacy Dairy	Monroe County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Klinkner Legacy Dairy Located in Monroe County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.

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Fleming Farms	Vernon County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Fleming Farms, Located in Vernon County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.
Ryan Ingersoll	Grant County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Ryan Ingersoll, Located in Grant County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.

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Ridge-N-Valley Acres	Monroe County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Ridge-N-Valley Acres, located in Monroe County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.
Breezy Acres	Monroe County, Wisconsin	11/09/2023	11/09/2023	2023 grazing season	Midwest Organic Services Association (MOSA)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Breezy Acres, located in Monroe County, Wisconsin. • Ruminants must be provided with at least 20 percent average dry matter intake from pasture, or no more than 80 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season.

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Lambright Farm	Mason County, Michigan	9/11/2023	9/11/2023	2023 grazing season	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Lambright Farm, located in Mason County, Michigan. • Animals must be grazed on pasture throughout the grazing season for no less than 120 days during the grazing season. • Dairy cows and dry cows must be provided with at least 15 percent average dry matter intake from pasture, or no more than 85 percent average of the ruminant’s dry matter demand from dry matter fed during the 2023 grazing season. • All other classes of ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season.
Windy Ridge, LLC	Klamath County, Oregon	9/05/2023	9/05/2023	2023 grazing season	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on pasture damage by an exceptional grasshopper infestation and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Windy Ridge, LLC located in Klamath County, Oregon. • Bred heifers ages 16-23 months must be grazed on pasture for a minimum of 92 days during the 2023 grazing season.

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						<ul style="list-style-type: none"> All other classes of ruminants must be grazed on pasture throughout the grazing season for no less than 120 days. Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant's dry matter demand from dry matter fed, during the 2023 grazing season.
Bonanza View Dairy, Inc	Klamath County, Oregon	9/05/2023	9/05/2023	2023 grazing season	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on pasture damage by an exceptional grasshopper infestation and restricted to the following:</p> <ul style="list-style-type: none"> Applies only to organic livestock producer, Bonanza View Dairy, Inc located in Klamath County, Oregon. Bred heifers ages 16-23 months must be grazed on pasture for a minimum of 92 days during the 2023 grazing season. All other classes of ruminants must be grazed on pasture throughout the grazing season for no less than 120 days. Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant's dry matter demand from dry matter fed, during the 2023 grazing season.

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Certified ruminant livestock producers in the State of Vermont	Vermont	8/16/2023	8/16/2023	2023 grazing season	Vermont Organic Farmers (VOF)	<p>The temporary variance from §205.237(c)(1) and §205.240(b) is based on excessive rainfall and catastrophic flooding and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producers located in Vermont. • Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 45 days during the 2023 grazing season.
Echo Dell Organic Farm	Kalona, Iowa	8/3/2023	8/3/2023	2023 grazing season	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Echo Dell Organic Farm LLC, located in Kalona, Iowa. • Lactating animals must be grazed on pasture throughout the grazing season for no less than 100 days during the 2023 grazing season. • All other classes of ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2023 grazing season. • Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the

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						ruminant's dry matter demand from dry matter fed, during the 2023 grazing season.
Fagerberg Produce, Inc.	Eaton, Colorado	7/27/2023	7/27/2023	2023 growing season	Colorado Department of Agriculture (CDA)	<p>The temporary variance from §205.204(a)(3) is based on hail damage and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic crop producer, Fagerberg Produce, Inc. in Eaton, Colorado. • Fagerberg Produce, Inc. may use nonorganic, untreated, non-GMO annual seedlings to replant onion crop damaged by the hail.

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Certified organic ruminant livestock producers in Marin County and Sonoma County, California	Marin County and Sonoma County, California	6/28/2023	6/28/2023	2023 grazing season only	Those that certify operations in Marin County and Sonoma County, California	<p>The temporary variance from §205.237(c)(1) and §205.240(b) is based on excessive precipitation and flooding resulting from the severe winter storms and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic ruminant livestock producers located in Marin County and Sonoma County, California who have not already been granted a temporary variance for the 2023 grazing season. • All ruminants and classes of animals must be provided with at least 25 percent average dry matter intake from pasture for no more than 75 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season. • All ruminants and classes of animals must be grazed on pasture throughout the grazing season for no less than 80 days during the 2023 grazing season.
Mazzetta Dairy	Petaluma, CA	5/8/2023	5/8/2023	2023 grazing season only	CCOF Certification Services, LLC (CCOF)	<p>The temporary variance from 7 CFR Part §205.237(c)(1) and §205.240(b) is based on excessive precipitation and flooding, and is restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer Mazzetta Dairy in Petaluma, California. • Ruminants must be provided with at least 30 percent average dry matter intake from pasture, or no more than 70 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2023 grazing season.

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						<ul style="list-style-type: none"> Ruminants must be grazed on pasture throughout the grazing season for no less than 60 days during the 2023 grazing season.
Ohio State University Organic Food and Farming Education and Research (OFFER) Program	2 Sites: Wooster, OH and Bowling Green, OH	7/14/2020	7/14/2020	11/30/2023	Ohio Ecological Food and Farm Association (OEFFA)	The temporary variance from §205.203(d)(1) is for research purposes and restricted to the following: <ul style="list-style-type: none"> The use of micronutrients on the National List of allowed synthetic substances at §205.601(j)(6) without documentation of deficiencies from soil testing. The variance only covers OFFER field WB1101.

2023 Denied Requests for Temporary Variances

Company / Producer	Location	Date of AMS Decision	Certifying Agent	Remarks

This table is updated when AMS Administrator decisions are issued.