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.

### 2022 Allowed Temporary Variances

<table>
<thead>
<tr>
<th>Company / Producer</th>
<th>Location</th>
<th>Date of AMS Decision</th>
<th>Effective Date</th>
<th>Expiration</th>
<th>Certifying Agent</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>DeBernardi Dairy, Inc.</td>
<td>Petaluma, California</td>
<td>4/26/2022</td>
<td>4/26/2022</td>
<td>2022 grazing season only</td>
<td>Oregon Tilth Certified Organic (OTCO)</td>
<td>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</td>
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<td></td>
<td>• Applies only to organic livestock producer, DeBernardi Dairy, Inc., in Petaluma, California.</td>
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<td>• Ruminants must be provided with at least 25 percent average dry matter intake from pasture, or no more than 75 percent average of the ruminant’s dry matter demand from dry matter fed, during the 2022 grazing season.</td>
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<td>• Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2022 grazing season.</td>
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</table>
| Gillian's Dairy                            | Petaluma, California      | 4/12/2022            | 4/12/2022      | 2022 grazing season only    | Oregon Tilth Certified Organic (OTCO)                      | The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:  
  • Applies only to organic livestock producer, Gillian’s 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 2022 grazing season.  
  • Lactating cows must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season. |
| Ohio State University Organic Food and Farm 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:  
  • 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.                                                                                     |
### 2022 Denied Requests for Temporary Variances

<table>
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This table is updated when AMS Administrator decisions are issued.