



You can't always be here.
But ASA can.



If you believe, belong.

Farming in the New Era of Regulations

Soybean Leadership College
January 6, 2012

Why the Focus on Regulation?

1. Congress unable to tackle big issues
2. Activist groups / Use of the legal system
3. More information:
 - Blogs
 - Talk radio
 - What we choose to read/listen to

What Does ASA Do?

1. Educate Ourselves
 - Regulatory Task Force formed in 2011
 - Leader Letter, ASA Today, etc.
2. Coalitions (i.e. Pesticide Policy Coalition)
3. Meetings
 - Executive Branch
 - Congress
4. Letters
5. Legislation, usually appropriations bills

Issues from 2011

1. NPDES permit
2. Particulate matter (dust)
3. Spray drift
4. Spill prevention/control plans
5. Chesapeake Bay
6. Numeric Nutrient Criteria
7. GPS Interference
8. Child Labor

Looking Ahead to 2012

1. NPDES Permit
2. Child Labor
3. GPS Interference
4. Farm Bill: conservation compliance
5. Federal standard for poultry housing
6. ?
7. ?
8. ?

Oil Spill Prevention and Control

Spill Prevention, Control, and Countermeasure Plans

- EPA delayed to May 10, 2013
- Will apply to farmers and ranchers with above-ground oil storage facilities with a capacity of at least 1,320 gallons in containers holding more than 55 gallons
- Requires farmers to make structural improvements to prevent spills by constructing a containment facility, like a dike or a basin, which must retain 110 percent of the fuel in the container

NPDES Permit

- New permit took effect 10-31-11
- Will apply to pesticide applications over water, not terrestrial applications
- Danger is from nuisance lawsuits
- EPA delayed enforcement until January 2012
- Will Congress act?

Child Labor Rules

Dept. of Labor proposed rule-making on child labor in agriculture comments due 12-1-11.

- Exempt:
 - Children working on farms owned by their parents at any age for any task
 - Children who are employed on a farm owned or operated by someone who is standing in place of a parent – a relative or neighbor, for instance.
 - Child who works for a farming partnership or corporation owned by the youth's parents.

Coalition comments:

- Prevent youth less than 18 years of age from being employed in the storing, marketing and transporting of farm product raw material in places such as grain elevators, grain bins, silos, feedlots, stockyards, livestock exchanges and livestock auctions.
- Prohibit the employment of a hired farm worker under the age of 16 in any occupation involving working inside a manure pit.
- Prohibit youth under 15 years of age from working near sexually mature livestock.
- Prohibit all tasks that fall within the job of “pesticide handler” as determined by the EPA for youth under 18 years of age.

GPS Interference

- Awaiting FCC decision on LightSquared proposal
- Latest testing shows “LightSquared signals caused harmful interference to the majority of... general purpose GPS receivers”
- Significant costs and transition time for the government and private sector to adapt, if solution is available