

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

Company / Producer	Location	Date of AMS Decision	Effective Date	Expiration	Certifying Agent	Remarks
Mensonides LLC	Enumclaw, Washington	8/18/2022	8/18/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on excessive moisture and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Mensonides LLC, in Enumclaw, Washington. • Milk cows must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season. • All other classes of ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2022 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 2022 grazing season.

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Highland Dairy	Dietrich, Idaho	8/1/2022	8/1/2022	2022 grazing season only	Idaho State Department of Agriculture (ISDA)	<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 Highland Dairy located in Dietrich, Idaho. • Milk cows and dry cows 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. • Milk cows and dry cows must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.
C&C Cattle Co. LLC	Brush, Colorado	7/25/2022	7/25/2022	2022 grazing season only	Colorado Department of Agriculture (CDA)	<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 C&C Cattle Co. LLC in Brush, Colorado. • 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 2022 grazing season. • All ruminants must be grazed on pasture throughout the grazing season for no less than 70 days during the 2022 grazing season.

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Lone Star Dairy, LLC	La Jara, Colorado	7/8/2022	7/8/2022	2022 grazing season only	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 Lone Star Dairy, LLC in La Jara, Colorado. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 80 days during the 2022 grazing season.
Eagle View Dairy	Cassia County, Idaho	6/30/2022	6/30/2022	2022 grazing season only	Where Food Comes From Organic (WFCFO)	<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 Eagle View Dairy, in Cassia County, Idaho. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.

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Double Eagle Dairy	Cassia County, Idaho	6/30/2022	6/30/2022	2022 grazing season only	Where Food Comes From Organic (WFCFO)	<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 Double Eagle Dairy, in Cassia County, Idaho. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.
Aurora Organic Farms - Pepper	Dublin, Texas	6/21/2022	6/21/2022	2022 grazing season only	Quality Assurance International (QAI) and 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 Aurora Organic Farms - Pepper in Dublin, Texas. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.

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Aurora Organic Farms - Coldwater	Stratford, Texas	6/21/2022	6/21/2022	2022 grazing season only	Quality Assurance International (QAI) and 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 Aurora Organic Farms - Coldwater in Stratford, Texas. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.
Aurora Organic Farms - High Plains	Gill, Colorado	6/21/2022	6/21/2022	2022 grazing season only	Colorado Department of Agriculture (CDA) and 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 producers Aurora Organic Farms - High Plains in Gill, Colorado. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.

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Aurora Organic Farms - Platteville	Platteville, Colorado	6/21/2022	6/21/2022	2022 grazing season only	Colorado Department of Agriculture (CDA) and Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer Aurora Organic Farms - Platteville in Platteville, Colorado. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 90 days during the 2022 grazing season.
Magic Valley Organic Dairy LLC	Gooding County, Idaho	6/14/2022	6/14/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Magic Valley Organic Dairy LLC, in Gooding County, Idaho. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 100 days during the 2022 grazing season.

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Turner Dairy, Inc.	Gooding County, Idaho	6/14/2022	6/14/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Turner Dairy Inc, in Gooding County, Idaho. • 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 100 days during the 2022 grazing season.
Poland Organic Dairy LLC	Madras, Oregon	6/14/2022	6/14/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Poland Organic Dairy LLC, in Madras, Oregon. • 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. • Ruminants must be grazed on pasture throughout the grazing season for no less than 100 days during the 2022 grazing season.

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Harmony Organic Dairy, LLC	Jerome and Twin Falls, Idaho	6/14/2022	6/14/2022	2022 grazing season only	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, Harmony Organic Dairy, LLC, in Jerome and Twin Falls, Idaho. • Six to fifteen-month-old heifers 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 2022 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 2022 grazing season. • Ruminants must be grazed on pasture throughout the grazing season for no less than 80 days during the 2022 grazing season.
Sunrise Organic Dairy, LLC	Paul, Idaho	6/14/2022	6/14/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, Sunrise Organic Dairy, LLC, in Paul, Idaho. • 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. • Ruminants must be grazed on pasture throughout the grazing season for no less than 80 days during the 2022 grazing season.

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DeBernardi Dairy, Inc.	Petaluma, California	4/26/2022	4/26/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • Applies only to organic livestock producer, DeBernardi Dairy, Inc., in Petaluma, California. • 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. • Ruminants must be grazed on pasture throughout the grazing season for no less than 120 days during the 2022 grazing season.
Gillian’s Dairy	Petaluma, California	4/12/2022	4/12/2022	2022 grazing season only	Oregon Tilth Certified Organic (OTCO)	<p>The temporary variance from §205.237(c)(1) and §205.239(a)(2) is based on severe drought and restricted to the following:</p> <ul style="list-style-type: none"> • 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.

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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)	<p>The temporary variance from §205.203(d)(1) is for research purposes and restricted to the following:</p> <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. <p>The variance only covers OFFER field WB1101.</p>

2022 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.