

Nebraska NRCS Farmland Protection Policy Act (FPPA)

FPPA Request Instructions

- Farmland Protection Policy Act (FPPA) consultation requests can be emailed to either:
 - Carlos Villarreal, State Soil Scientist
 - Carlos.Villartreal@usda.gov
 - Elizabeth Gray, Assistant State Soil Scientist
 - Elizabeth.Gray@usda.gov

- **Step 1 – What to include in your FPPA Submission**
 - Project Name and County
 - Use the NBO designated name of your Project.
 - The Requesting Organizations Contact Information
 - This is your company information.
 - Name of the Federal Agency providing funding
 - National Telecommunications and Information Administration through the Broadband Equity, Access, and Deployment (BEAD) program.
 - Brief description of the proposed Project
 - Provide a detailed project description that accurately represents the project and its ground-disturbing activities.
 - Acres of Conversion (Total area permanently removed from agricultural use)
 - See FAQ below for full definition of Conversion to help with this calculation.
 - Map/Information showing the footprint of Conversion
 - Acceptable Map/Information formats:
 - PDF
 - Georeferenced ESRI Shapefile
 - Georeferenced CADD drawing (.dwg / .dgn)
 - Google Earth KMZ / KML
 - Do Not Include:
 - USDA-NRCS AD-1006 or CPA-106 forms
 - Area of Potential Effect (APE)
 - Full engineering drawings

- **Step 2 – After Submittal**
 - If your project is not exempt from FPPA, the NRCS will:
 - Complete Parts II, IV, and V of the appropriate USDA FPPA form utilizing official Soil Survey data to determine the acres of prime and important farmland that will be impacted.
 - NRCS will return a determination letter with findings and a preliminary completed AD-1006 or CPA-106 form.
 - If your project is is exempt from FPPA, the NRCS will:
 - Provide a determination letter with an explanation of exemption.
 - Consultation with the USDA-NRCS is complete.

➤ **Step 3 – Meeting Federal Reporting Requirements**

- If your project was not exempt, a completed AD-1006 or CPA-106 form must be returned to the USDA-NRCS.
- To complete the form, utilize the instructions found on Page 2 of either form.
 - If alternatives were requested by the USDA-NRCS, provide alternative project information similar to the original submission.
- Once you receive confirmation from the USDA-NRCS, consultation is complete.

FAQs

Q: What is “conversion”?

A: Land is permanently removed from agricultural use (e.g., for building, roads). It is not conversion if the land is already developed or committed to urban development.

Q: The land isn’t currently being farmed. Do we still need an FPPA review?

A: Yes. FPPA applies based on soil quality, not current land use.

Q: Is temporary construction considered a conversion?

A: No. Only permanent conversion is reviewed under FPPA.

Q: Can we request an FPPA review if we don’t know the exact location yet?

A: No. You must provide a defined footprint. You may submit multiple alternatives if undecided.

Please note that links were current as of the date of public posting of this document, but may have changed.

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