

Kansas Administrative Regulations

Kansas Department of Agriculture—Division of Conservation

Article 13.—Kansas Sediment and Nutrient Reduction Initiative

11-13-6. Incentive payments; refunds.

(a) Incentive payments under the initiative shall be made on a one-time basis. Each incentive payment shall be an upfront payment on all eligible acres enrolled.

(b) Incentive payments shall be set annually by the director, in consultation with the commission, at the commission's March monthly meeting, or at a meeting thereafter that occurs before the end of the fiscal year, based on the following factors:

(1) CRP rental rates;

(2) land rental rates from the annual USDA-NASS Kansas county cash rent value statistics;

(3) current land values;

(4) current commodity prices; and

(5) availability of funds.

(c) Any application meeting the requirements of this article may be approved contingent upon the availability of appropriated funds in RW fund 1800-1260, or any other fund that may apply to this program. Funds will remain available until expended to depletion.

(d) The director may make a single lump sum payment for the remaining amount of any contract. Upon a participant's receipt of a lump-sum payment, the participant shall still be responsible for meeting the requirements of all other terms and practices contained in the contract.

(e) Any acres determined to be in an unfarmable field may be eligible for the one-time incentive payment if the applicant agrees to establish and maintain permanent vegetative cover for the duration of the contract.

(f) A refund of the incentive payment shall be required from any initiative participant who fails to meet or maintain the initiative requirements.

(Authorized by K.S.A. 2-1915; implementing K.S.A. 2-1915 and 2-1933; effective June 1, 2018; amended March 27, 2026.)

***** Authenticated Kansas Administrative Regulation *****