

## Significant Guidance Documents - Good Guidance Practices

### Farm Service Agency (FSA) Significant Guidance Documents

In compliance with the Office of Management and Budget's Final Bulletin for [Agency Good Guidance Practices \(Good Guidance Bulletin\)](#), FSA reviewed the variety of guidance documents we use and have determined that there are currently no significant guidance documents (see definitions below).

Comments about any significant guidance document may be sent to the following address:

USDA FSA  
Regulatory Review Group Director  
1400 Independence Ave, SW, Stop 0572  
Washington, DA 20250  
Attn: Good Guidance

Fax: (202) 720-5233

You can use this address to submit a comment or complaint indicating that it appears that FSA is not following the procedures set out in the Good Guidance Bulletin or is improperly treating a guidance document as a binding requirement. You may also comment that a specific guidance document should be treated as a significant or economically significant guidance document under the Good Guidance Bulletin.

This agency effort and OMB's Bulletin are intended to improve the internal management of the Executive Branch and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity, against the United States, its agencies or other entities, its officers or employees, or any other person.

#### Definitions

A "guidance document" is an agency statement of general applicability and future effect, other than a regulatory action, that sets forth a policy on a statutory, regulatory or technical issue or an interpretation of a statutory or regulatory issue.

A "significant guidance document" is a guidance document disseminated to regulated entities or the general public that may reasonably be anticipated to:

- (1) Lead to an annual effect of \$100 million or more or adversely effect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities;
- (2) Create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;
- (3) Materially alter the budgetary impact of entitlements, grants, user fees, or

loan programs or the rights or obligations of recipients thereof; or  
(4) Raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in Executive Order 12866.

Significant guidance documents do not include:

- (1) Guidance documents on regulations issued in accordance with the formal rulemaking provisions of 5 U.S.C. 556 & 557;
- (2) Guidance documents that pertain to a military or foreign affairs function of the United States, other than procurement regulations and regulations involving the import or export of non-defense articles and services
- (3) Guidance documents on regulations that are limited to agency organization, management, or personnel matters; or
- (4) Any other category of guidance documents exempted by the Administrator of OIRA.

An "economically significant guidance document" is a significant guidance document that may reasonably be anticipated to lead to an annual effect on the economy of \$100 million or more or adversely affect in a material way the economy or a sector of the economy, except that economically significant guidance documents do not include guidance documents on Federal expenditures and receipts.