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DEPARTMENT OF AGRICULTURE

Farm Service Agency

7 CFR Parts 765, 766, 767

[Docket ID FSA-2026-0463]

RIN 0560-AI89

Driving Efficiency in Farm Loan Delivery; Correction

AGENCY: Farm Service Agency, USDA.

ACTION: Final Rule; correction.

SUMMARY: The Farm Service Agency (FSA) is issuing a correction to a final rule published in the Federal Register on September 4, 2026, which will be effective October 1, 2026. The final rule amended FSA's Farm Loan Program (FLP) regulations to permanently implement the Application Fast Track (AFT) process and to make other regulatory changes intended to improve program efficiency and support IT modernization efforts. This document corrects three amendatory instructions. These corrections do not include any substantive changes to the final rule.

DATES: *This correction is effective*: October 1, 2026.

FOR FURTHER INFORMATION CONTACT: Matthew Henderson; telephone: (202) 720-5847; email: matthew.henderson2@usda.gov. Individuals with disabilities who require alternative means for communication should contact the USDA Target Center at (202) 720-2600 (voice and text telephone (TTY mode)) or dial 711 for Telecommunications Relay Service (both voice and text telephone users can initiate this call from any telephone).

SUPPLEMENTARY INFORMATION:

FSA is making three corrections for inadvertent errors in the amendatory instructions for the final rule (91 FR 56741):

- Instruction 59 was intended to revise only the introductory text of paragraph (a) of 7 CFR 765.153, but the instruction inadvertently revised the entirety of paragraph (a) of 7 CFR 765.153.
- Instruction 87.a was intended to revise only the introductory text of paragraph (a)(3) of 7 CFR 766.253, but the instruction inadvertently revised the entirety of paragraph (a)(3) of 7 CFR 766.253.
- Instruction 95 was intended to replace all references to both "chattel" and "chattel inventory property" in 7 CFR 767.155 with the words "personal property", but the instructions inadvertently only replaced the word "chattel".

The Administrative Procedure Act (APA, 5 U.S.C. 553(a)(2)) provides that the notice and comment and 30-day delay in the effective date provisions of that Act do not apply when the rule involves specified actions, including matters related to loans, grants, benefits, or contracts. Because the original rule and this correction govern a loan program, they fall within that exemption.

The original rule and this correction are exempt from the regulatory analysis requirements of the Regulatory Flexibility Act (5 U.S.C. 601-612), as amended by the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA). The requirements for the regulatory flexibility analysis in 5 U.S.C. 603 and 604 are specifically tied to the requirement for a proposed rule by section 553 of the APA or any other law; in addition, the definition of "rule" in 5 U.S.C. 601 is tied to the publication of a proposed rule. The exemption under section 553 for matters related to loans extends to the regulatory analysis requirement for this rule.

The Office of Management and Budget (OMB) has determined that the original rule did not meet the criteria in 5 U.S.C. 804(2) of the Congressional Review Act (CRA). Under 5 U.S.C. 808(2), an agency may make a rule effective immediately upon

publication if it finds good cause. USDA finds good cause because this rule makes technical corrections to the amendatory instructions for the original rule that relates to loans, and delaying its effective date would postpone benefits to American farmers and ranchers. Therefore, USDA is not required to delay the effective date for 60 days from the date of publication to allow for Congressional review. Accordingly, this correction is effective on October 1, 2026 to coincide with the effective date of the original rule.

Correction

For the reasons discussed above, FSA is making the following corrections in FR Doc. 2026-18164 appearing on page 56741 in the Federal Register of Friday, September 4, 2026:

§ 765.153 [Corrected]

1. On page 56756, in the third column, amendatory instruction 59 is corrected to read: "59. Amend § 765.153 by revising the introductory text of paragraph (a) as follows:".

§ 766.253 [Corrected]

2. On page 56758, in the second column, amendatory instruction 87.a is corrected to read: "a. Revise the introductory text of paragraph (a)(3); and".

§ 767.155 [Corrected]

3. On page 56775, in the first column, amendatory instruction 95 is corrected to read:

"95. Amend § 767.155 as follows:

a. In the section heading, remove the word "chattel" and add in its place "personal"; and

b. In paragraphs (a)(2) and (b), remove all instances of the words “chattel inventory property” and add “personal property” in their place; and

c. In paragraphs (a)(1) and (2), remove all instances of the word “chattel” and add “personal property” in their place.”.

Trina Brake,
Acting Administrator,
Farm Service Agency.

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