



North Central Region

Center for FSMA Training, Extension
and Technical Assistance

Exemption Guide

Does your farm grow, harvest, pack or hold produce?

NO

Your farm is **NOT** covered by this rule.

YES

Does your farm on average (in the previous three years) have \$25K or less in annual produce sales?

YES

Your farm is exempt from this rule.

Complete the worksheet on the reverse of this envelope for record of exemption

NO

Is your produce one of the commodities that FDA has identified as rarely consumed raw?

The crops that are rarely consumed raw are: Asparagus; black beans, great Northern beans, kidney beans, lima beans, navy beans, and pinto beans; garden beets (roots and tops) and sugar beets; cashews; sour cherries; chick peas; cocoa beans; coffee beans; collards; sweet corn; cranberries; dates; dill; eggplants; figs; ginger; hazelnuts; horseradish; lentils; okra; peanuts; pecans; peppermint; potatoes; pumpkins; wintersquash; sweet potatoes; or water chestnuts.

YES

This product is **NOT** covered by the rule.

NO

Is your produce for personal/on-farm consumption?

YES

This product is **NOT** covered by the rule.

NO

Is your produce intended for commercial processing that adequately reduces pathogens (for example commercial processing with a "kill step")?

YES

You must disclose in documents accompanying the produce, in accordance with the practice of the trade, that the food is "not processed to adequately reduce the presence of microorganisms of public health significance," AND you must annually obtain written assurance, from the customer that performs the commercial processing that they have established and are following procedures that adequately reduce the presence of microorganisms of public health significance.

NO

Does your farm on average (in the previous three years) have <\$500K in annual food sales AND a majority of the food (by value) is sold to qualified end users?

YES

Complete Worksheet on the reverse side of this envelope for qualified exemption.

NO

You are required to be fully compliant with the law