

MARYLAND

Food Safety Jurisdictions and Enforcement Authorities



Agency jurisdiction and responsibility for regulating food safety varies from state to state. While an agency may have jurisdiction over a facility or commodity, not all agencies issue licenses or routinely inspect every facility or commodity type. All of the State agencies which have jurisdiction to regulate food safety within the state are listed in the tables below, with their jurisdiction over a particular facility type or commodity denoted by the word “Authority” or “Split Authority” in the row of the facility or commodity type within their column.





MANUFACTURER/PROCESSOR

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Food Processor		Authority			
Food Repacked		Authority ¹			
Food Salvager		Authority			
Bottled Water		Authority			
Ice		Authority			
Dietary Supplements		*2			
Warehouse		Authority			
Food Banks		Authority			
Seafood		Authority			
Food Transport		Authority			
Beer/Wine		Authority ³			
Distilled Spirits		Authority ³			

COMMENTS:

¹ Central Kitchens included.

² Defers to FDA.

³ No routine inspection, but does retain enforcement authority for adulterated products.





DAIRY

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Grade-A Plant		Authority			
Raw Milk		Authority			
Cheese		Authority			
Yogurt		Authority			
Cream/Sour Cream		Authority			
Butter		Authority			
Ice Cream		Authority			
Milk Pooling		Authority			
COMMENTS:					





MEAT/POULTRY

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Meat	Split Authority	Split Authority*			
Poultry	Authority				
Rabbit	Authority				
Other Non-Amenable Species	Authority				
Custom Slaughter	Authority				
Livestock Inspection	Authority				
Pet Food – Raw	Authority				
Pet Food – Processed	Authority				
Egg Inspection/Grading	Authority				
COMMENTS: * Cured meats.					





ANIMAL FEED

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Feed	Authority				
Medicated Feed	Authority				
BSE Inspections	Authority				
Rendering Plant	Authority				
Grain	Authority				
COMMENTS:					





RETAIL FOOD

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Restaurant					Authority ¹
Food Service					Authority
Grocery Store					Authority
Market					Authority
Convenience Stores					Authority
Public/Private Schools					Authority
Correctional Facilities		Authority			
Hospitals		Authority ¹			
Long-Term Care		Authority ¹			
Nursing Homes		Authority ¹			
Other Institutions					Authority
Vending Machines					Authority
Mobile Food Facilities					Authority
Caterers					Authority
Home Based Processors		Authority ² ^			Authority ³ ^

Retail Food list continued on next page.

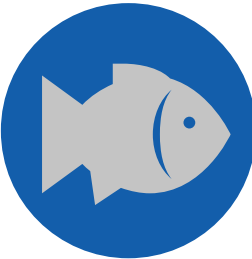


RETAIL FOOD (continued)

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Temporary Food Facilities					Authority
Water Vending Machines					Authority
Ice Vending Machines					Authority
Farm Stands					Authority
Farmers Markets					Authority
Live Poultry Markets	Authority				
Food Pantry					Authority

COMMENTS:
¹ Office of Health Care.
² On farm processors only.
³ Complaints or outbreak follow-up only.
^ Home Based Processors are not licensed, however on farm food processors are licensed.

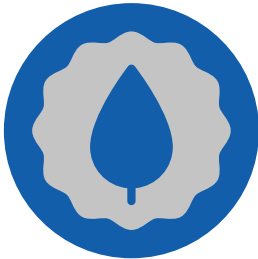




SHELLFISH/AQUACULTURE

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Shellfish Growing Areas				Authority	
Shellfish Post Harvest Handling		Authority			
Shellfish Depuration				Authority	
Shellfish Patrol			Authority		
Biotoxin Monitoring				Authority	
Aquaculture				Authority	
COMMENTS:					





ORGANIC FOODS

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Organic Production	Authority*				
Organic Food Handling	Authority*				
Organic Food Processing	Authority*				
COMMENTS: * Organic certification.					





PRODUCE

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Farms	Authority				
Packing Sheds	Split Authority ¹	Split Authority ²			
Repackers	Authority ¹	Split Authority ²			
Terminal Markets		Authority ²			
COMMENTS: ¹ On farm ² Warehouse					





ENFORCEMENT AUTHORITY

Each state regulatory agency has enforcement authorities that are established through state laws, regulations, or administrative rules. These enforcement authorities enable the agency to perform their regulatory functions and ensure the safety of the food supply. Below are the authorities of each agency.

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Embargo/Quarantine	Authority	Authority			
Seizure	Authority	Authority			
Condemnation & Destruction	Authority	Authority			
Voluntary Condemnation & Destruction	Authority	Authority			
Stop Sale Orders	Authority	Authority			
Health Advisories		Authority			
Administrative Penalties	Authority				
Criminal Penalties	Authority	Authority			
Civil Penalties	Authority	Authority			

Enforcement Authority list continued on next page.





ENFORCEMENT AUTHORITY (continued)

FACILITY TYPE	MARYLAND DEPARTMENT OF AGRICULTURE	MARYLAND DEPARTMENT OF HEALTH	MARYLAND DEPARTMENT OF NATURAL RESOURCES	MARYLAND DEPARTMENT OF ENVIRONMENT	LOCAL AGENCIES
Injunction	Authority	Authority			
Warning Letters	Authority	Authority			
License Suspension	Authority	Authority			
License Revocation	Authority	Authority			
Hearings	Authority	Authority			
Closure		Authority			
Mandatory Recall		Authority			
Inspection Warrant	Authority	Authority			
COMMENTS: Enforcement Authority for adulterated Beer/Wine or Adulterated Distilled Spirits are deferred to the FDA.					

