

NEW JERSEY

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 | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|---------------------|--|------------------------------------|--|----------------|
| Food Processor | | Authority | | |
| Food Repacked | | Authority | | |
| Food Salvager | | Authority | | |
| Bottled Water | | Authority | | |
| Ice | | Authority | | |
| Dietary Supplements | | Authority | | |
| Warehouse | | Authority | | |
| Food Banks | | Authority | | |
| Seafood | | Authority | | |
| Food Transport | | Authority | | |
| Beer/Wine | | Authority | | |
| Distilled Spirits | | Authority | | |
| COMMENTS: | | | | |





DAIRY

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | 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 | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|---------------------------------------|--|------------------------------------|--|----------------|
| Meat | * | | | |
| Poultry | * | | | |
| Rabbit | * | | | |
| Other Non-Amenable Species | * | | | |
| Custom Slaughter | * | | | |
| Livestock Inspection | * | | | |
| Pet Food – Raw | Authority | | | |
| Pet Food – Processed | | Authority | | |
| Egg Inspection/Grading | * | | | |
| COMMENTS: * Defers to USDA. | | | | |





ANIMAL FEED

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|-----------------|--|------------------------------------|--|----------------|
| Feed | Authority | | | |
| Medicated Feed | Authority | | | |
| BSE Inspections | Authority | | | |
| Rendering Plant | Authority | | | |
| Grain | Authority | | | |
| COMMENTS: | | | | |





RETAIL FOOD

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|-------------------------|--|------------------------------------|--|-----------------|
| Restaurant | | | | Authority |
| Food Service | | | | Authority |
| Grocery Store | | | | Authority |
| Market | | | | Authority |
| Convenience Stores | | | | Authority |
| Public/Private Schools | | | | Authority |
| Correctional Facilities | | Split Authority ² | | Split Authority |
| Hospitals | | | | Authority |
| Long-Term Care | | | | Authority |
| Nursing Homes | | | | Authority |
| Other Institutions | | | | Authority |
| Vending Machines | | | | Authority |
| Mobile Food Facilities | | Split Authority ² | | Split Authority |
| Caterers | | | | Authority |
| Home Based Processors | | Split Authority | | Split Authority |

Retail Food list continued on next page.





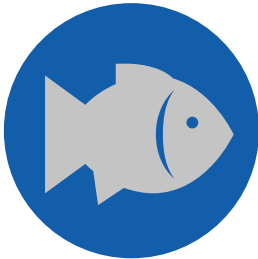
RETAIL FOOD (continued)

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | 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 Home Based Processors are not allowed in New Jersey.
² Oversees food services on the New Jersey Turnpike, New Jersey Transit Rail Stations, New Jersey Sports and Exposition Authority, and New Jersey Department Corrections Facilities.

Local jurisdictions conduct all retails food inspection in New Jersey under authority delegated by the State Department of Health.

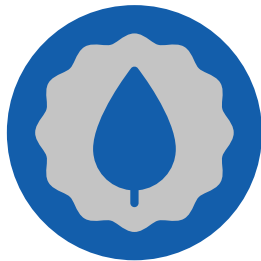




SHELLFISH/AQUACULTURE

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|------------------------------------|--|------------------------------------|--|----------------|
| Shellfish Growing Areas | | | Authority | |
| Shellfish Post Harvest Handling | | Authority | | |
| Shellfish Depuration | | Authority | | |
| Shellfish Patrol | | | Authority | |
| Biotoxin Monitoring | | | Authority | |
| Aquaculture | | | | |
| COMMENTS: | | | | |





ORGANIC FOODS

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|-------------------------|--|------------------------------------|--|----------------|
| Organic Production | | Authority | | |
| Organic Food Handling | | Authority | | |
| Organic Food Processing | | Authority | | |
| COMMENTS: | | | | |





PRODUCE

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|------------------|--|------------------------------------|--|----------------|
| Farms | Authority | | | |
| Packing Sheds | Authority | | | |
| Repackers | | Authority | | |
| Terminal Markets | Authority | | | |
| COMMENTS: | | | | |





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 | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|---|--|------------------------------------|--|----------------|
| Embargo/Quarantine | Authority | Authority | | Authority |
| Seizure | Authority | Authority | | Authority |
| Condemnation & Destruction | Authority | Authority | | Authority |
| Voluntary Condemnation & Destruction | Authority | Authority | | Authority |
| Stop Sale Orders | | | | |
| Health Advisories | | Authority | | Authority |
| Administrative Penalties | Authority | Authority | | Authority |
| Criminal Penalties | | | | |
| Civil Penalties | Authority | Authority | | Authority |
| Injunction | Authority | Authority | | Authority |
| Warning Letters | Authority | Authority | | Authority |

Enforcement Authority list continued on next page.





ENFORCEMENT AUTHORITY (continued)

| FACILITY TYPE | NEW JERSEY DEPARTMENT OF AGRICULTURE | NEW JERSEY DEPARTMENT OF HEALTH | NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION | LOCAL AGENCIES |
|--------------------|--|------------------------------------|--|----------------|
| License Suspension | | Authority | | Authority |
| License Revocation | | Authority | | Authority |
| Hearings | Authority | Authority | | Authority |
| Closure | Authority | Authority | | Authority |
| Mandatory Recall | | Authority | | |
| Inspection Warrant | Authority | Authority | | Authority |
| COMMENTS: | | | | |

