

OHIO 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	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Food Processor	Authority			
Food Repacked	Authority			
Food Salvager	Authority			
Bottled Water	Authority			
Ice	Authority			
Dietary Supplements	N ¹			
Warehouse	Authority			
Food Banks	Authority			
Seafood	Authority			
Food Transport	Authority			
Beer/Wine	Split Authority	Split Authority	Split Authority	Split Authority ²
Distilled Spirits	Split Authority	Split Authority	Split Authority	Split Authority ²

COMMENTS:

¹ Defers to FDA.

² May be licensed/inspected by local health departments for serving/selling.





DAIRY

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





MEAT/POULTRY

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Meat	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:				





ANIMAL FEED

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Feed	Authority			
Medicated Feed	Authority			
BSE Inspections	Authority			
Rendering Plant	Authority			
Grain	Authority			
COMMENTS:				





RETAIL FOOD

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

Retail Food list continued on next page.





RETAIL FOOD (continued)

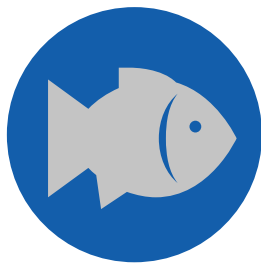
FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Temporary Food Facilities		Split Authority		Split Authority
Water Vending Machines		Split Authority		Split Authority
Ice Vending Machines		Split Authority		Split Authority
Farm Stands	Authority			
Farmers Markets	Split Authority*	Split Authority*		Split Authority
Live Poultry Markets				
Food Pantry	Authority			

COMMENTS:

* Foodservice is covered by the Department of Health; packaging and raw agricultural commodities are covered by the Department of Agriculture.

There are 115 local Departments of Health in the state that adopt the Ohio Uniform Food Safety Code and conduct all of the retail inspection work within their jurisdictions. State Departments of Health and Agriculture have authority in retail food facilities as well but do not conduct routine inspections. The State Department of Health delegates inspection authority for all establishments under their jurisdiction to local agencies.





SHELLFISH/AQUACULTURE

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Shellfish Growing Areas	*			
Shellfish Post Harvest Handling	*			
Shellfish Depuration	*			
Shellfish Patrol	*			
Biotoxin Monitoring	*			
Aquaculture	*			

COMMENTS:
* No authority within the state.





ORGANIC FOODS

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Organic Production	*			
Organic Food Handling	*			
Organic Food Processing	*			

COMMENTS:
* No authority within the state.





PRODUCE

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	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	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
Embargo/Quarantine	Authority	Authority		Authority
Seizure	Authority	Authority		Authority
Condemnation & Destruction				
Voluntary Condemnation & Destruction	Authority	Authority		Authority
Stop Sale Orders	Authority	Authority		Authority
Health Advisories	Authority	Authority		Authority
Administrative Penalties	Authority	Authority		Authority
Criminal Penalties	Authority	Authority		Authority
Civil Penalties				
Injunction	Authority	Authority		Authority
Warning Letters	Authority	Authority		Authority

Enforcement Authority list continued on next page.





ENFORCEMENT AUTHORITY (continued)

FACILITY TYPE	OHIO DEPARTMENT OF AGRICULTURE	OHIO DEPARTMENT OF HEALTH	OHIO DEPARTMENT OF COMMERCE	LOCAL AGENCIES
License Suspension	Authority	Authority		Authority
License Revocation	Authority	Authority		Authority
Hearings	Authority	Authority		Authority
Closure	Authority	Authority		Authority
Mandatory Recall				
Inspection Warrant	Authority	Authority		Authority
COMMENTS:				

