

PENNSYLVANIA

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 | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|------------------------|---|---|--|--|---|-------------------|
| Food Processor | Authority | | | | | |
| Food Repacked | Authority | | | | | |
| Food Salvager | Authority | | | | | |
| Bottled Water | Split Authority | | Split Authority | | | |
| Ice | Authority | | | | | |
| Dietary Supplements | * | | | | | |
| Warehouse | Authority | | | | | |
| Food Banks | Authority | | | | | |
| Seafood | Authority | | | | | |
| Food Transport | Authority | | | | | |
| Beer/Wine | Split Authority | | | Split Authority | | |
| Distilled Spirits | Split Authority | | | Split Authority | | |

COMMENTS:
* Defers to FDA.





DAIRY

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | 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 | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|---------------------------------------|--|---|--|--|--|----------------|
| Meat | * | | | | | |
| 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: * Defers to USDA. | | | | | | |





ANIMAL FEED

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|-----------------|---|---|--|--|---|-------------------|
| Feed | Authority | | | | | |
| Medicated Feed | Authority | | | | | |
| BSE Inspections | Authority | | | | | |
| Rendering Plant | Authority | | | | | |
| Grain | Authority | | | | | |
| COMMENTS: | | | | | | |





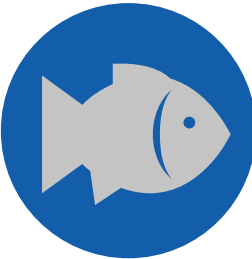
RETAIL FOOD

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | 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 | | | | | Authority | |
| Hospitals | | Authority | | | | |
| Long-Term Care | | Authority | | | | |
| Nursing Homes | | Authority | | | | |
| Other Institutions | | | | | | |
| Vending Machines | | | | | | |
| Mobile Food Facilities | Split Authorities | | | | | Split Authorities |

Retail Food list continued on next page.



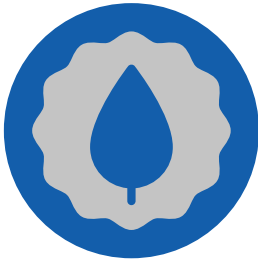
| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|---|--|---|--|---|--|-------------------|
| Caterers | Split Authorities | | | | | Split Authorities |
| Home Based Processors | Split Authorities | | | | | Split Authorities |
| Temporary Food Facilities | Split Authorities | | | | | Split Authorities |
| Water Vending Machines | Split Authorities | | | | | Split Authorities |
| Ice Vending Machines | Split Authorities | | | | | Split Authorities |
| Farm Stands | Split Authorities | | | | | Split Authorities |
| Farmers Markets | Split Authorities | | | | | Split Authorities |
| Live Poultry Markets | Split Authorities | | | | | Split Authorities |
| Food Pantry | Split Authorities | | | | | Split Authorities |
| COMMENTS: The State Department of Agriculture delegates inspection authority to local agencies for approximately 55% of retail food establishments statewide. | | | | | | |



SHELLFISH/AQUACULTURE

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | 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 | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|-------------------------|---|---|--|--|---|-------------------|
| Organic Production | N* | | | | | |
| Organic Food Handling | | | | | | |
| Organic Food Processing | | | | | | |

COMMENTS:
* Defers to USDA.





PRODUCE

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | 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 | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|--|--|---|--|--|--|----------------|
| Embargo / Quarantine | Authority | | | | | |
| Seizure | Authority | | | | | |
| Condemnation & Destruction | Authority | | | | | |
| Voluntary Condemnation & Destruction | Authority | | | | | |
| Stop Sale Orders | Authority | | | | | |
| Health Advisories | Authority | | | | | |
| Administrative Penalties | Authority | | | | | |
| Criminal Penalties | Authority | | | | | |
| Civil Penalties | Authority | | | | | |
| Injunction | | | | | | |

Enforcement Authority list continued on next page.



ENFORCEMENT AUTHORITY (continued)

| FACILITY TYPE | PENNSYLVANIA DEPARTMENT OF AGRICULTURE | PENNSYLVANIA DEPARTMENT OF HEALTH | PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL SERVICES | PENNSYLVANIA LIQUOR CONTROL BOARD | PENNSYLVANIA DEPARTMENT OF CORRECTIONS | LOCAL AGENCIES |
|-----------------------|--|---|--|--|--|----------------|
| Warning Letters | Authority | | | | | |
| License Suspension | | | | | | |
| License Revocation | Authority | | | | | |
| Hearings | Authority | | | | | |
| Closure | Authority | | | | | |
| Mandatory Recall | | | | | | |
| Inspection Warrant | | | | | | |
| COMMENTS: | | | | | | |

