

WISCONSIN 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	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Food Processor	Authority			
Food Repacked	Authority			
Food Salvager	Authority			
Bottled Water	Authority			
Ice	Authority			
Dietary Supplements	*			
Warehouse	Authority			
Food Banks	Authority			
Seafood	Authority			
Food Transport	Authority			
Beer/Wine	Authority			
Distilled Spirits	Authority			

COMMENTS:

* Defers to FDA (No Wisconsin inspection program.)





DAIRY

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN 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	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	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	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Feed	Authority			
Medicated Feed	Authority			
BSE Inspections	Authority			
Rendering Plant	Authority			
Grain	Authority			
COMMENTS:				





RETAIL FOOD

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN 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	Authority			
Correctional Facilities			Authority	
Hospitals	Split Authority	Split Authority		
Long-Term Care	Split Authority	Split Authority		
Nursing Homes	Split Authority	Split Authority		
Other Institutions	Authority			
Vending Machines	Split Authority			Split Authority
Mobile Food Facilities	Split Authority			Split Authority
Caterers				Authority

Retail Food list continued on next page.





RETAIL FOOD (continued)

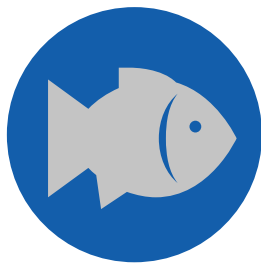
FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Home Based Processors	Authority			
Temporary Food Facilities	Split Authority			Split Authority
Water Vending Machines	Split Authority			Split Authority
Ice Vending Machines	Split Authority			Split Authority
Farm Stands	Authority			
Farmers Markets	Split Authority			Split Authority
Live Poultry Markets	Authority*			
Food Pantry	Split Authority			Split Authority

COMMENTS:

* None in inventory.

There are 59 local Departments of health that adopt the state’s regulations and contract with the State Department of Agriculture to conduct retail inspections within their jurisdiction. State Department of Agriculture inspects retails operations in areas not covered by the 59 local jurisdictions.





SHELLFISH/AQUACULTURE

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Shellfish Growing Areas				
Shellfish Post Harvest Handling				
Shellfish Depuration				
Shellfish Patrol				
Biotoxin Monitoring				
Aquaculture	Authority			
COMMENTS:				





ORGANIC FOODS

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Organic Production	Authority			
Organic Food Handling	Authority			
Organic Food Processing	Authority			
COMMENTS:				





PRODUCE

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Farms	*			
Packing Sheds	*			
Repackers	*			
Terminal Markets	*			

COMMENTS:
* No state authority.





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	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Embargo/Quarantine	Authority*			Authority*
Seizure				
Condemnation & Destruction				
Voluntary Condemnation & Destruction	Authority			Authority
Stop Sale Orders				
Health Advisories				
Administrative Penalties	Authority			Authority
Criminal Penalties	Authority			Authority
Civil Penalties	Authority			Authority

Enforcement Authority list continued on next page.





ENFORCEMENT AUTHORITY (continued)

FACILITY TYPE	WISCONSIN DEPARTMENT OF AGRICULTURE TRADE & CONSUMER PROTECTION	WISCONSIN DEPARTMENT OF HEALTH SERVICES	WISCONSIN DEPARTMENT OF CORRECTIONS	LOCAL AGENCIES
Injunction	Authority			
Warning Letters	Authority			Authority
License Suspension	Authority			Authority
License Revocation	Authority			Authority
Hearings	Authority			Authority
Closure	Authority			Authority
Mandatory Recall				
Inspection Warrant	Authority			Authority
COMMENTS: * Holding order.				

