

# Qualified Exemption

If it has been determined that a covered farm is qualified exempt from the Produce Safety Rule in accordance with 21 CFR § 112.5, the covered farm must meet modified requirements of the Produce Safety Rule.

## This means:

**1. The covered farm will be subject to the following requirements, *Subpart A § 112.6 (a)*:**

- The farm must be in line with the Qualifications for a Qualified Exemption: *Subpart A (General Provisions) § 112.5*.
- The farm must Annually Review and Verify eligibility for the Qualified Exemption: *Subpart A § 112.7 (b)*
- The farm's records must meet the requirements of Subpart O and must be made readily available and accessible for review (*Records § 112.161 (a) (1-3), § 112.164 (a) (2), § 112.165, and § 112.166*).
- The farm is also Subject to Applicable Compliance and Enforcement: *Subpart Q (Compliance and Enforcement) § 112.192 (b) (1-2)*
- The farm may be Withdrawn from a Qualified Exemption by the FDA: *Subpart R (Withdrawal of Qualified Exemption) § 112.201 - § 112.21*

**2. In addition, the farm is also subject to the following modified requirements, *Subpart A § 112.6 (b)*:**

- When a food packaging label is required, the label must include the name and complete business address of the farm where the produce was grown.
- When a food packaging label is not required, you must display, at the point of purchase, the name and complete business address of the farm where produce was grown on a:
  - Label; Poster; Sign; Placard; Documents delivered with the produce; or for electronic sale, then an electronic notice.
- The complete business address must include:
  - The street address or post office box, City, State, and Zip Code for domestic farms, and comparable full address information for foreign farms.

## Compliance Dates

*(The table below does not include the Subpart E compliance dates (water requirements))*

Size of covered farm*	Farms* eligible for a qualified exemption (if applicable)			Farms* eligible for a commercial processing exemption (if applicable)	
	Compliance date for retention of records supporting eligibility in §112.7(b)	Compliance date for modified requirement in §112.6(b)(1)	Compliance date for all other requirements in §112.6 and §112.7	Compliance date for requirements in §112.2(b)(3) –Customer written assurances	Compliance date for all other requirements in §112.2(b)
All other business	N/A			N/A	January 26, 2018
Small business	January 26, 2016	January 1, 2020	January 28, 2019	January 26, 2021	January 28, 2019
Very small business			January 27, 2020		

*\*Other than sprouts*