



**Maryland
Department of Agriculture**

Larry Hogan, Governor
Boyd Rutherford, Lt. Governor
Joseph Bartenfelder, Secretary
Julianne A. Oberg, Deputy Secretary

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Agriculture | Maryland's Leading Industry
Office of Marketing, Animal Industries and Consumer Services
Food Quality Assurance Program

410.841.5700 Baltimore/Washington
301.261.8106 Washington, D.C.
800.492.5590 Toll Free

TELEPHONE: (410) 841-5769 FAX (410) 841-2750 EMAIL: Produce.Safety@maryland.gov

Maryland Produce Safety Program

**2021 Produce Average Monetary Value of less than \$28,561.00 Exemption Registration
Worksheet**

The Maryland Produce Safety Program has adopted the U.S. Food and Drug Administration's (FDA) Produce Safety Rule through Maryland legislation that was effective July 1, 2019. The Maryland Department of Agriculture (MDA) will be conducting outreach, education, registration, inspection and enforcement activities for the Produce Safety Rule. Information on individual farms collected through this program will not be shared with any entities or persons outside of the MDA unless it is part of an active food borne illness outbreak investigation. All data collected concerning farms is shared with FDA as aggregate data only. If you have questions concerning your eligibility, please review the Maryland Department of Agriculture "Produce Safety Rule Exemptions and Compliance Dates Fact Sheet" or contact MDA at (410) 841-5769 or produce.safety@maryland.gov. This worksheet is for your use to determine if you are eligible for the exemption and should not be submitted to MDA. The 2021 Produce Average Monetary Value of less than \$28,561 Exemption Registration Form must be submitted to MDA to exclude you from the inventory of farms required to fully comply with the Produce Safety Rule.

The Produce Safety Rule does not consider a farm or farm mixed-type facility with an average annual monetary value of produce sold during the previous 3-year period of less than \$28,561[†] as a "covered" farm. For this exemption, the baseline value was established in 2011 at \$25,000 and has been adjusted for inflation annually. The annual adjustment for inflation is posted to FDA's website every April 1 for the previous year. The adjusted value for 2018 is \$28,106.00, for 2019 is \$28,625.00 and for 2020 is \$28,951.00. The three-year average maximum sales amount allowed for this exemption is \$28,561.00.

[†] *On a rolling basis and adjusted for inflation; current value is based on adjusted inflation value for 2018, 2019 and 2020.*

1. Insert your total produce (All produce not just produce considered covered by the Produce Safety Rule) sales for 2018, 2019, and 2020.
2. Add your 2018, 2019 and 2020 Total Produce Sales

$$\frac{\text{_____}}{(2018)} + \frac{\text{_____}}{(2019)} + \frac{\text{_____}}{(2020)} = \frac{\text{_____}}{\text{(Total produce sales three years)}}$$

3. Divide your Total Three Year Produce Sales by three to calculate your average.

$$\frac{\text{_____}}{\text{Total Produce sales for 3 years from above}} \text{ Divided by "3"} = \frac{\text{_____}}{\text{3 Year average value}}$$

If your three year average value is <\$28,561.00, complete and submit the attached exemption registration form to MDA. If your three year average value is >\$28,561.00, you are not eligible for this exemption. Please refer to the other exemption categories to determine if you are eligible for another type of exemption.



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2021 Produce Average Monetary Value of less than \$28,561.00 Exemption Registration

Note: File this form with the Maryland Department of Agriculture to be excluded from the inventory of farms required to fully comply with the Produce Safety Rule.

Name of Farm

Name of person filing

Telephone

Email

Mailing address

Mailing City, State and Zip Code

Farm Location Address(s)

I/we acknowledge the following:

- Based on the adjusted for inflation annual monetary values for 2018, 2019 and 2020 my/our average sales value of produce is \$28,561.00 or less qualifying my/our farm as not covered by the Produce Safety Rule.
- I/we will review our sales values of produce annually and notify the Maryland Department of Agriculture if I/we no longer meet the requirements for this exemption.
- Qualifying my/our farm for this exemption does not preclude me/us from following the requirements of the FDA Produce Safety Rule and Maryland Produce Safety Program.
- Qualifying my/our farm for this exemption does not exempt my farm from complying with all adulteration and other applicable provisions under the U.S. Food, Drug and Cosmetics Act.
- Qualifying my/our farm for this exemption does not exempt my/our farm from complying with other applicable Maryland and local laws and regulations.

Filers Signature: _____

Date: _____

Filers Title: _____

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