

# VIRGINIA FARMERS MARKET



## FOOD SAFETY REQUIREMENTS

A Tool for Market Managers

AT-A-GLANCE

### PRODUCE

- Farm Must Be Registered in VDACS Produce Safety Program and Provide Registration and/or Exemption Certificate
- Pre-Packaged & Enclosed Items are Labeled with Farm Name, Address, Contents, and Net Weight
- Temperature Controlled Foods (TCS): Cut Melon, Cut Tomatoes, Leafy Greens & Sprouts Held  $\leq 41^{\circ}\text{F}$
- Wild (foraged) Mushrooms Require Both VDACS Food Safety & VDACS Food Safety Permits
- Cultivated Mushrooms & Microgreens Fall Under Produce Safety Program
- Sprouts Fall Under Produce Safety Program and Will to Need to Register With VDACS ■ Certified Scale

### FOOD TRUCK / TRAILER

- Current VDH Sticker Visible
- State Fire Code Requirements:**
  - 10-feet From Tents, Vehicles, & Buildings
  - Wheel Chocks
  - Fire Extinguisher (Class K for Hoods)
  - Generator / Propane Away from Unit

### FOOD SERVICE VENDOR

- VDH Food Est. or Temporary Food Est. Permit
- Handwashing Station
- 3-Compartment Sink or Sanitation Bucket
- Temperature Control - Hot  $135^{\circ}\text{F}$  & Cold  $41^{\circ}\text{F}$
- Utensils / Gloves / Hair Restraints
- 10-feet From Tents, Vehicles, and Buildings
- Flame-retardant Tent & Tarp Floor if Off-pavement
- Fire Extinguisher
- Generator / Propane Away from Cook Element

### BAKED / DRY / CANNED / FERMENTED FOODS

**Non-exempt Items Like These Require Inspection:** Apple Butter, Applesauce, Barbecue Sauce, Buttercream (with Real Butter), Canned Fruits, Cheesecake, Chutneys, Cider, Condiments, Contains Cream Cheese, Cream-filled, Custard, Dressings, Dried Mushrooms, Dried Vegetables, Empanadas, Extracts, Fermented Foods, Fire Ciders, Focaccia with cheese, fruit, or veg on top, Fruit Butters, Hand Pies, Herb or Honey Butter, Hot Sauce, Infused Honey or Oil, Juices, Meat Jerkies, Pickled Eggs, Pies, Pumpkin Butter, Refrigerator Pickles, Sauerkraut, Shrubs, Syrups, Tinctures, Tomato Jam.

■  $<0.5\%$  Alcohol in Any Item

NO

Does the item require temperature control?

YES

### EXEMPT - COTTAGE LAW

- No VDACS / VDH Permit Required
- Made Only in Home Kitchen
- Must Be Pre-Packaged - NO BULK
- Each Package Must Have Cottage Label
- Acidified/Low Acid with pH of 4.6 or less
- Pickles, Acidified Vegetables, Salsa, Chow-Chow, Relish Are Exempt

### INSPECTED KITCHEN

- Requires VDACS or VDH Permit
- Each Item Verified with VDACS as Approved
- Cold Holding Temperature  $41^{\circ}\text{F}$
- NO Exempt Cottage in Inspected Kitchen
- **Pre-Package Item OR Sold Bulk/Loose ?**

### COTTAGE LABEL

Name of Producer  
 Address & Phone Number  
 Name of Product  
 Ingredients with (Sub-ingredients) & Allergens  
 Net Weight & Date Prepared  
**NOT FOR RESALE-  
 PROCESSED & PREPARED WITHOUT STATE  
 INSPECTION**

### PACKAGED

- **Must Be Labeled:**
  - Name of Product
  - Ingredients
  - Sub-ingredients
  - Allergens
  - Net Weight
  - Producer
  - Address

### BULK

- **Must Be Covered**
- Use of Tongs, Gloves, or Paper
- Name Placards Identifying Each Item
- Must have available:
  - Ingredients
  - (Sub-ingredients)
  - Allergens

## MEAT & POULTRY

- Keep Cold 41°F or Frozen
- Pre-packaged
- Must Be Labeled With:
  - Safe Handling
  - Net Weight

### Meat:

- Amenable Species Must Be USDA Processed
- Applicable Mark of Inspection with Establishment Number

### Poultry:

- Exempt Poultry Label Requires: "Exempt P.L. 90-492"

## EGGS

- Must Be Kept in Cooler
- Held at 45°F or Below
- Not Out on Tabletops
- Eggs Free of Dirt & Feces
- Clean Packaging
- Prominent Label on Outside:
  - Product Name
  - Packer Name & Address
  - Grade AA, A, or B, if Graded
  - "Fresh Eggs" Only if Graded A
  - "Ungraded" if Uninspected
  - Safe Handling Instructions

## EXTRACTS & TINCTURES

- VDACS Permit
- <0.5% Alcohol
- Bottled & Labeled as:
  - For Culinary Purposes:**
    - Bitters, Extracts, Shrubs, Vanilla Extract
  - For Medicinal Purposes:**
    - Fire Ciders, Tinctures

## FISH / SEAFOOD

- All Require VDH or VDACS Permit
- Raw Separate from Cooked
- Live Held ≤ 45°F
- Products Held ≤ 41°F
- If Prepackaged, It Must Be Labeled

## HONEY

### Regular / Raw:

- Exempt Cottage Label With:
  - Warning: Do not feed honey to infants under one year old
  - Whipped & Creamed

### Infused / HOT / Flavored:

- Requires VDACS Permit
- Inspected Label

## FREEZE DRIED

- Must Have Original Item's Ingredients Listed as (Sub-ingredients)
- Exempt - Cottage Law:**
  - Candies, Fruits, Herbs
  - Shelf-stable Baked Goods
- VDACS Permit:**
  - Veggies & Mushrooms
  - Temperature Controlled Baked Goods & Ice Cream
  - Cantaloupe & Melons

## CBD / THC

- Pre-approved VDACS Registered Products Only
- Each product must have pre-approved labels
- Pre-Packaged in Child Resist & Resealable Pckg
- Edibles require ISO 17075 Cert. of Analysis at POS
- No synthetic cannabinoids
- Regulation includes topicals
- THC: Total no more Than 0.3% OR 2 mg of THC per pckg

### Hemp:

- No Hemp Seeds, Plants, Flowers for Planting
- May Be Cottage Product

## KOMBUCHA

### Pre-Packaged for Sale:

- VDH or VDACS Permit
- Must Have Label
- Tested <0.5% alcohol

### Bottled & Served On-Site:

- Requires VDH permit
- Authorized Producer

## PET FOOD / TREATS

- VDACS Ag Commodities Registered
- All Products Prepackaged & ≤ 10 lbs Must be Registered with VDACS Ag Commodities
- No THC, CBD, or Hemp
- Treats Sold Loose/Bulk Should Have Label Displayed
- Labels Must Have:
  - Brand / Product Name
  - Intended Species
  - Net Weight: US Measure & Metric Equivalent
  - All Ingredients
  - Guaranteed Analysis
  - Caloric Content
  - Nutritional Adequacy Statement
  - City, State, Zip

## DAIRY

- VDACS Permit
- Raw Milk for Human Consumption Prohibited
- Keep Cold 41°F or Frozen
- Must Be Labeled With:
  - Sell By Date
  - VDACS or State Permit No.

## SAMPLES

- Farmer/Producer Cooked Products Allowed
- Prepped Onsite or Cottage/Inspected Kitchen
- Temperature Controlled Foods (TCS): Cut Melon, Cut Tomatoes, Leafy Greens, & Sprouts Held ≤ 41°F
- Un-Refrigerated TCS Samples May Be Left Out No More Than 4 hrs, Then Thrown Away

## WEIGHTS & MEASURES

- Only VDACS Certified Scale Used at Market
- Prepackaged Items Require Labels With:
  - Product Name, Weight/Volume, and Producer Info

## ALLERGENS

Buttermilk, Coconut, Crustaceans, Dairy, Eggs, Fish, Gluten, Milk, Nuts, Shellfish, Peanuts, Sesame, Soy, Tree Nuts, Wheat