

**Part 1. Determine where your farm falls under the Produce Safety Rule.
Template for 2021**

Name and address of farm: _____ **Date:** _____

Definition of Produce

Produce means any fruit or vegetable (including mixes of intact fruits and vegetables) and includes mushrooms, sprouts (irrespective of seed source), peanuts, tree nuts, and herbs. A fruit is the edible reproductive body of a seed plant or tree nut (such as apple, orange, and almond) such that fruit means the harvestable or harvested part of a plant developed from a flower. A vegetable is the edible part of an herbaceous plant (such as cabbage or potato) or fleshy fruiting body of a fungus (such as white button or shiitake) grown for an edible part such that vegetable means the harvestable or harvested part of any plant or fungus whose fruit, fleshy fruiting bodies, seeds, roots, tubers, bulbs, stems, leaves, or flower parts are used as food and includes mushrooms, sprouts, and herbs (such as basil or cilantro).

Produce does not include food grains meaning the small, hard fruits or seeds of arable crops, or the crops bearing these fruits or seeds, that are primarily grown and processed for use as meal, flour, baked goods, cereals and oils rather than for direct consumption as small, hard fruits or seeds (including cereal grains, pseudo cereals, oilseeds and other plants used in the same fashion). Examples of food grains include barley, dent- or flint-corn, sorghum, oats, rice, rye, wheat, amaranth, quinoa, buckwheat, and oilseeds (e.g., cotton seed, flax seed, rapeseed, soybean, and sunflower seed).

1. Use sales receipts or records to determine **produce** sales for the farm over the previous 3 years:

Year 1 (Sales year: 2018) \$ _____

Year 2 (Sales year: 2019) \$ _____

Year 3 (Sales year: 2020) \$ _____

Add produce sales for Years 1-3 \$ _____ divide this number by 3

Average total produce sales for years 1-3 \$ _____

Based on published FDA inflation rates for 2021*, if the average produce sales for the past three years are under \$28,561* the farm is not covered by the PSR. If the average produce sales for the past three years are greater than \$28,561* complete the template to determine if a farm may be eligible for a qualified exemption and modified requirements.

*Source: <https://www.fda.gov/food/food-safety-modernization-act-fsma/fsma-inflation-adjusted-cut-offs>

Created by:

Date:

Farms that are not covered by the PSR are not required to have a written record but this record is helpful in reassuring the status under the law.