

# Indiana Produce Safety Rule Qualified End-User Exemption Worksheet



**Farm Name:** \_\_\_\_\_

**Farm Address:** \_\_\_\_\_

**Year (for which providing totals on this form):** \_\_\_\_\_

**Instructions:** Produce Farms that would like to be considered for “Qualified End-Users” exemption, as defined in 21 CFR 112.5, should complete this worksheet. Exemption status is reserved for farms (average over 3 years) that meets the below criteria:

- 1) have less than \$500,000 annual food sales, AND
- 2) a majority of the food (by value) is sold directly to “qualified end-users.”

Please fill in the pertinent information for the IDOH Food Safety Farm Consultant to assess the farm’s eligibility. The information provided on this form is considered a matter of public record; therefore, ***please do not provide confidential or trade secret information on this worksheet.***

**Step 1: Determine Food Sales for the Farm**

<p><b>Annual Total Food Sales</b> Examples of <u>food</u> include:</p> <ul style="list-style-type: none"> <li>Fruits &amp; Vegetables (grown on farm or obtained from another entity)</li> <li>Livestock, Meat, Eggs and Dairy products</li> <li>Food sold by a third party on your behalf</li> <li>Beverages (including alcoholic beverages and bottled water)</li> <li>Snack foods, Bakery goods, Candy and Canned foods</li> <li>Animal feeds (including soy beans and corn)</li> <li>Others such as food and feed additives, dietary supplements and dietary ingredients.</li> </ul>	<p><b>Total Food Sale Amount</b></p> <p>\$ _____</p> <p><b>Total Produce Sale Amount</b></p> <p>\$ _____</p>
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**Step 2: Determine the amount of food sold to Qualified End-Users**

<p><b>Annual Qualified End-User Sales</b> Examples of <u>Qualified End-Users</u> include:</p> <ul style="list-style-type: none"> <li>Direct sale to consumers in any location, including farmers market, farm stands, through Community Supported Agriculture, and internet (the term “consumer” does not include a business.)</li> <li>Restaurant or retail food establishment that is located-             <ol style="list-style-type: none"> <li>in the same State or the same Indian reservation as the farm that produced the food; OR</li> <li>no more than 275 miles of such farm.</li> </ol> </li> </ul>	<p><b>Sales to Qualified End Users</b></p> <p>\$ _____</p>
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Examples of non-Qualified End Users include brokers, distributions centers, processors and packers.

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Please list all produce that is grown on the farm:

**Modified requirements for a farm that is eligible for a qualified exemption in accordance with 21 CFR 112.5:**

- a. The farm must establish and keep adequate records necessary to demonstrate that the farm satisfies the criteria for a qualified exemption, including a written record reflecting that an annual review has been performed and verification of the farm's continued eligibility for the qualified exemption.
- b. Modified labeling: The labeling requirement consists of including the name and complete business address of the farm where the produce was grown either on the label of the produce or to display the same information at the point-of-purchase.

*A qualified exemption can be withdrawn in the event of an active investigation of a foodborne illness outbreak that is directly linked to a farm. The exemption may also be withdrawn if IDOH determines that inspection is necessary to protect the public health, and prevent or mitigate a foodborne illness outbreak based on conduct or conditions associated with the farm that are material to the safety of the food.*

Signature and Title of Applicant	
Print Name of Applicant	Date (month, day, year)