**FSMA Produce Rule Status §112.4, §112.5**

[Interactive FSMA Produce Rule Flowchart to determine status.](https://www.carolinafarmstewards.org/interactive-fsma-flowchart/)
https://www.carolinafarmstewards.org/interactive-fsma-flowchart/

1. Exempt
2. Qualified exempt
3. Compliance required
4. **Exempt*:***

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 $25,000 (on a rolling basis) (adjusted for inflation, Average 3 Year Value for 2017 – 2019 $28,075)

1. **Qualified exempt:**
- The farm’s **food** (human and animal) sales averaged less than $500,000 per year during the previous three years (adjusted for inflation, the Average 3 Year Value for 2017 – 2019 is $561,494); and
- The average value of the farm’s sales to qualified end-users exceeded the average value of the farm’s sales to all others during the previous three years. A qualified end-user is either (a) the consumer of the food or (b) a restaurant or retail food establishment that is located in the same state or the same Indian reservation as the farm or not more than 275 miles away.

(During the pandemic, farms that previously met qualified exempt status may temporarily substitute non-qualified end-users for lost qualified-end user sales, as long as they stay under the total sales limit.)

Inflation Adjustments: <https://www.fda.gov/food/guidanceregulation/fsma/ucm554484.htm>

**§112.6, §112.7 REQUIREMENTS FOR A QUALIFIED EXEMPTION** (if Qualified Exempt)

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| **Requirement** | **Date Accomplished** | **Notes** |
| Retention of records supporting eligibility for qualified exemption.(Sales records to determine total food sales to Qualified End Users and Non-qualified End-Users) |  | Location of records and description: |
| Packaging label or prominently displayed placard or sign or documents delivered with the produce: containing farm name and complete business address where the produce was grown |  | Describe: |
| Record of performance of an annual review and verification of your farm’s continued eligibility for the qualified exemption.  |  |  |