



**STATE OF ALABAMA**  
**DEPARTMENT OF AGRICULTURE AND INDUSTRIES**  
**Food Safety Division – Room 224**

1445 Federal Drive • Montgomery, Alabama 36107-1123

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**John McMillan**  
*Commissioner*

## **APPLICATION FOR PRODUCE SAFETY RULE EXEMPTION**

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### **Requirements for Basic Exemption:**

*One of the following requirements must be met.*

- A. Only grow produce that is rarely consumed raw, specifically the produce on the following exhaustive list: asparagus, black beans, great Northern beans, kidney beans, lima beans, navy beans, pinto beans, beets, garden (roots and tops) beets, sugar beets, cashews, sour cherries, chickpeas, cocoa beans, coffee beans, collards, sweet corn, cranberries, dates, dill (seeds and weed), eggplants, figs, ginger, hazelnuts, horseradish, lentils, okra, peanuts, pecans, peppermint, potatoes, pumpkins, mature southern field peas (such as black-eyed peas, cowpeas, crowder peas, purple hull peas, sea island peas, silver peas, and speckled peas), winter squash, sweet potatoes, and water chestnuts.
- B. Produce grown is used only for personal consumption or produced for consumption on the farm or another farm under the same management.
- C. Produce grown receives commercial processing that adequately reduces the presence of microorganisms of public health significance.
- D. During the previous 3-year period your average of all produce sales was less than \$25,000 (on a rolling basis) adjusted for inflation using 2011 as the baseline year for calculating the adjustment.

### **Requirements for Qualified Exemption:**

*Both of the following requirements must be met.*

- A. During the previous 3-year period, annual **food**\* sales are less than \$500,000 adjusted for inflation, and the amount of sales sold to qualified end-users exceeded the amount sold to all other buyers.  
*\*The term "food" means (1) articles used for food or drink for man or other animals, (2) chewing gum, and (3) articles used for components of any such article.*

**AND**

- B. You sell more than 50% of your annual food sales to **qualified end-users** (*consumer of the food and/or a restaurant or retail food establishment*) located in Alabama or within the same Indian Reservation or within 275 miles of your farm.

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**APPLICATION FOR PRODUCE SAFETY RULE EXEMPTION**

Name of Applicant \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Mailing Address: \_\_\_\_\_  
Street City State Zip Code

Name of Farm: \_\_\_\_\_ Phone: \_\_\_\_\_

Farm Address: \_\_\_\_\_  
Street City State Zip Code County

Type of Exemption:  Basic Exemption\*\*  Qualified Exemption

\*\*If selecting Basic Exemption, please circle one of the following categories (see previous page for definition): A B C D

Farms must apply annually to qualify for exemption.

Date of application: \_\_\_\_\_

Applicants Signature: \_\_\_\_\_

Applicants Title: \_\_\_\_\_

*For official use only*

\_\_\_\_ Paperwork reviewed and in compliance  
\_\_\_\_ Exemption Certificate No. \_\_\_\_\_

Send application to: Christy Smith  
1445 Federal Dr.  
Montgomery, AL 36107-1123

Email: [christy.smith@agi.alabama.gov](mailto:christy.smith@agi.alabama.gov)  
Phone: (334) 240-7186